

LAWS
OF
NEW HAMPSHIRE

INCLUDING

PUBLIC AND PRIVATE ACTS, RESOLVES,
VOTES, ETC.

EDITED AND PUBLISHED UNDER THE DIRECTION OF THE
SECRETARY OF STATE

VOLUME EIGHT
SECOND CONSTITUTIONAL PERIOD
1811-1820

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JOINT RESOLUTION RELATING TO THE PRESERVATION AND
PUBLICATION OF THE EARLY STATE AND PROVINCIAL
RECORDS AND OTHER STATE PAPERS OF NEW HAMPSHIRE.

*Resolved by the Senate and House of Representatives in General Court
Convened:*

That His Excellency the Governor be hereby authorized and empowered, with the advice and consent of the Council, to employ some suitable person—and fix his compensation, to be paid out of any money in the treasury not otherwise appropriated—to collect, arrange, transcribe and superintend the publication of such portions of the early state and provincial records and other state papers of New Hampshire as the Governor may deem proper; and that eight hundred copies of each volume of the same be printed by the state printer, and distributed as follows: namely one copy to each [city and town in the state, one copy to such of public libraries in the state as the Governor may designate]¹ *public library in the state, and to each town in the state having no public library, which shall request the same, and to such publishers of newspapers requesting the same as keep such open to public use,*² fifty copies to the New Hampshire Historical Society, and the remainder placed in the custody of the state librarian, who is hereby authorized to exchange the same for similar publications by other states.

³ The governor and council may authorize the secretary of state from time to time to collect, arrange, transcribe, and publish such portions of the early state and provincial records and other state papers of New Hampshire as they shall deem proper. Eight hundred copies of each volume shall be printed.

On publication the secretary of state shall send one copy to each of the following officers and bodies: To the governor and members of the council; to the judges of the supreme and superior courts; to each free public library in the state; to the town clerks of towns having no free public library for the use of the town; to such other officers and bodies as the governor and council shall designate. He shall send fifty copies to the New Hampshire Historical Society and deposit the residue in the state library.

⁴ The secretary of state, with the approval of the governor and council, may from time to time collect, arrange, transcribe and cause to be printed such portions of the early state and provincial records as he may deem expedient. He shall determine the style, form and quantity to be printed.

One copy of each publication shall be sent by the department responsible for its issue, free of charge, to each of the following officers and bodies: Governor, each member of the council, each department and institution of the state, the justices and clerks of the supreme and superior courts, each free public library established under the laws of the state, the town clerk of each town having no free public library, the library of Congress, the state or territorial library of each state and territory in the United States. Said departments may make such further free distribution of such publications as they may deem wise, or as the governor and council may direct.

¹ The words enclosed in brackets were stricken out of the Joint Resolution of August 4, 1881, by the act of March 20, 1901, Session Laws, new series, vol. 7, part 2, chapter 71, sect. 3, p. 558.

² By the same act, the words in italics were inserted as a substitute for the words stricken out, as above stated.

³ Chapter 29, sections 27 and 28, Laws of 1917.

⁴ Chapter 164, sections 8 and 9, Laws of 1919.

STATE OF NEW HAMPSHIRE.

TO THE SECRETARY OF STATE:

You are hereby authorized to arrange, transcribe and superintend the publication of the Laws of New Hampshire, public and private, in chronological order, from the period when the Constitution of 1792 took effect, till the time when the regular annual publication of the Statutes commenced.

You will also cause such explanatory notes, citations, tables of contents and indexes as you may deem useful to be prepared and made a part of the work.

This I deem proper to be done, and directions are given in accordance with the authority vested in me as Governor by the provisions of the joint resolution relating to the preservation and publication of portions of the state and provincial records and other state papers of New Hampshire approved August 4, 1881, and also by the act of February 27, 1917, Chapter 29, Sections 27 and 28.

Given under my hand at Concord this 27th day of July, 1917.

HENRY W. KEYES,
Governor.

With the advice and consent of the council.

EXECUTIVE COUNCIL CHAMBER,
CONCORD, September 9, 1919.

Voted, that the Secretary of State be authorized to publish such portion of the Provincial Laws and Records of New Hampshire as shall continue the publication of said laws from vol. 7, until the time when the regular annual publication of the Statutes commence, dividing the same into volumes of convenient size and numbered in consecutive order.

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INTRODUCTORY NOTE.

This volume is the eighth in the series of "Laws of New Hampshire." It is published under the same authority by which Volumes 6 and 7 were published and in addition Chapter 3, Section 8, of the Laws of 1919 provides that "The secretary of state with the approval of the governor and council may from time to time collect, arrange, transcribe and cause to be printed such portions of the early state and provincial records as he may deem expedient. He shall determine the style, form and quantity to be printed." In accordance with the chapter thus referred to, the governor and council at its meeting held in the council chamber September 9, 1919, passed the following vote: "On motion of Councilor Brown, Voted: that the secretary of state be authorized to publish such portion of the Laws of New Hampshire as shall continue the publication of said Laws from Volume 7 until the time when the regular annual publication of the statutes commence, dividing the same into volumes of convenient size and numbered in consecutive order." Therefore, this volume represents the years 1811 to 1820 in the legislative history of the state. There are fifteen years more to be published in order to have all of the acts of the General Court in printed form and available for reference and study.

The task of publishing the old laws of the state is one that requires a great deal of care and patience, coupled with much skill and experience, in order that the work may be done properly. The style of penmanship that was common a hundred years ago has undergone many changes; letters are not made the same, time has partially obliterated the lines and curves of the letters, the spelling is different, all of which requires careful and painstaking examination on the part of the copyist, in order that the exact language as originally intended may be reproduced. Then it is necessary that the copy be carefully examined and read several times by experienced proof readers. Even then errors have been known to creep in. There has been considerable delay in getting out this volume owing to conditions beyond the control of the editor. Any one at all familiar with publication work will readily understand the many difficulties that have been encountered during the past two years by printers and binders in getting the necessary help and material in order to perform the work promptly. This has caused much of the delay and it was unavoidable.

However much the student may have been annoyed by the length of time that has intervened between Volumes 7 and 8, I am sure he will be much interested in the work, for it covers a period of time in the history of New Hampshire in which much was accomplished for the benefit of the state. We find that many corporations have been

organized during this decade. These include academies, agricultural societies, banking companies, libraries, religious societies, turnpike roads, cotton and woolen manufactories and many others of a varied character.

In 1813 a Supreme Judicial Court was established, taking the place of the Superior Court of Judicature, and also a Circuit Court of Common Pleas was likewise established. In 1816 the law creating these courts was repealed and a Superior Court of Judicature was brought forth instead and the Court of Common Pleas revived. Jeremiah Smith was appointed chief justice of the Supreme Judicial Court of 1813 and he brought to the new court great wisdom and influence as might be expected from one of the ablest lawyers of the state. At the time of his elevation to the Supreme Bench he had two associates, neither of whom was trained to the law, nor had they any more knowledge of legal procedure than any well educated men might have, but the chief justice very soon brought order out of chaos in the jurisprudence of the state. Daniel Webster, in writing to Chancellor Kent, said that when Jeremiah Smith was appointed chief justice of the state "it was a day of the gladsome light of jurisprudence. He knows so much more about the law of New England than I do that I forbear to speak on that point." This was certainly a grand tribute from a high authority. In comparatively recent times the late Chief Justice Doe of New Hampshire made this declaration: "At the time of Judge Smith's elevation to the chief justiceship of the state his two associate justices were clergymen with no training in law." Judge Smith was a man who possessed remarkable conversational powers. On this point it may not be out of place to again quote Mr. Webster. "Jeremiah Smith was perhaps the best talker I have been acquainted with; he was full of knowledge of books and men, had a great deal of wit and humor, and abhorred silence as an intolerable state of existence."

It would be difficult to select a decade in the history of New Hampshire which would embrace three such legal and intellectual giants as represented in the persons of Daniel Webster, Jeremiah Mason and Jeremiah Smith. Although Webster removed to Boston in 1816 the other two remained until the inducements offered by the New England metropolis drew Mason there in 1832 where he took rank as a lawyer with Webster and Choate. After Mr. Mason's death in 1848 Mr. Webster paid him this tribute: "As a professional man Mr. Mason's great ability lay in the department of Common Law. In this part of jurisprudence he was profoundly learned. He drank copiously from its deepest springs, and he studied with diligence and success the departures from English Common Law which had taken place in this country, either necessarily from difference of condition, or positively, by force of our own statutes."

That three such men as Webster, Mason and Smith should exert

a powerful influence in all lines of thought in the state during this period is a natural conclusion. Of Webster it would almost seem impertinent to attempt anything in the way of a review. "There he stands! Every school boy knows his history by heart" is all that we feel is proper to say.

The complications attendant upon the relations between England and the Emperor Napoleon brought on what is known as the war of 1812. The state of New Hampshire was among the first to respond to the call of the national government. William Plumer assumed the office of governor in June and, although not a man of military training, he proved to be a man well fitted for the occasion, possessing great executive ability, combined with an unusual amount of energy and patriotism. He gave the best there was in him to the cause. His predecessor in office, Governor Langdon, had ordered a draft of 3500 men and Governor Plumer at once took the lead in putting the state in the best possible condition for military duty. It is well known that the country as a whole was unprepared for war. The impression seemed to prevail in those days—as well as at a later date—that preparation for war was unnecessary until the declaration was issued. Doubtless this may be founded upon the sentiment as expressed by Lord Liverpool in 1813, when observing the readiness with which the American troops were marshalled, he declared that "freemen would spring to arms at a moment's notice to defend their rights."

Peace in 1815 brought a great change in political circles. Party differences in state and country ceased and apparently all strife between political forces was subdued. The Federal party went out of existence and for a time none took its place. The Dartmouth College case, however, attracted as much attention as any political issue; in fact, it almost assumed the proportions of a political controversy, but after the decision of the United States Supreme Court and the death of John Wheelock the Dartmouth College case ceased to be a subject of controversy in the political history of New Hampshire.

Before the legislative session of June, 1812, there were eight offences punishable by death, but at that session they were reduced to two—murder and treason—also the old punishments of the whip and pillory were condemned as unworthy of the intelligence of an enlightened community.

The plans for a new state house were made in 1816 and the construction of the same began soon after and completed in season for the legislature in June, 1819.

The state prison was built in 1812 and the criminal code was revised as above referred to.

On July 1, 1819, the Free Toleration Act was passed which provided that "no person shall be compelled to join or support or be classed with or associated to any congregation, church, or religious

society without his express consent first had and obtained,—provided also that if any person shall choose to separate himself from such society or association to which he may belong and shall leave a written notice thereof with the clerk of such society, or association, he shall thereupon be no longer liable for any further expense which may be incurred by said society or association.” This act was first introduced in the State Senate in 1816 but only four votes out of the twelve could be secured in its favor. The next year the same bill was again brought forward and one half of the votes of the Senate were mustered in its support. The third year it was tried again and passed the Senate but was tied in the House. In 1819 a fourth trial was made when it passed the Senate and went through the House by a bare majority which ended a long struggle for the separation of church and state. Men of conservative minds deemed it a step backward and a blow to the Christian religion which would ultimately do away with the Bible, but in time the intense feelings that were aroused at the time of the passage of the act became modified and people generally came to view the change as one that was inevitable in the natural course of human events.

It may be of interest to note that the slavery question, even in those early days, was a subject which appealed to men’s consciences and aroused a great deal of feeling and discussion. A report of a committee of the New Hampshire legislature in response to a set of resolutions received from the legislature of Virginia may prove of sufficient interest to warrant its publication, which we venture to do as a close to this note.

“State of New Hampshire.

In the House of Representatives June 16, 1820.

The Committee, to whom was referred a preamble and certain resolutions of the Legislature of the State of Virginia, on the subject of a proposed restriction of slavery, communicated by His Excellency the Governor,

Report,—

That the Committee has not deemed it necessary to enquire whether it would have been expedient for the Legislature, at the present time, to express its opinion on this important subject, if it had not been thereto specially invited. But the legislature of the state of Virginia has seen fit to address to the legislatures of the different states of the Union certain resolutions, together with the reasons, on which they are founded; giving a construction to important provisions of the constitution of the United States, and defining the powers of Congress. The forbearing to express an opinion, when thus appealed to, might be taken for an acquiescence in the construction contended for.

After having carefully examined the resolutions, and the reasoning, offered in their support, with all that attention to which they

are entitled, as well on account of the source whence they originated, as on account of the great importance of the subject to which they relate, the committee is of opinion, that the legislature of Virginia contends for an erroneous construction of the constitution of the United States, relative to the powers of Congress, which if adopted, will prove highly injurious to the best interests of the nation.—

Since the passing of the resolutions under consideration, the subject matter of them has been so amply discussed in the Congress of the United States, as to render it, at this time, an unnecessary and useless labour to assign and illustrate, at large, the reasons why this legislature ought not to give its assent to them.—

Notwithstanding the reasoning of the Legislature of the State of Virginia, on the language of the Constitution, the committee has full confidence; that the power to prescribe the prohibition of slavery, as a condition of the admission of new states into the Union, is vested in Congress by a fair interpretation of the language of that instrument.

The argument, chiefly relied on, is, that the prescribing such condition by Congress is inconsistent with the sovereignty of the State to be admitted, and its equality with the other States.—It is admitted that ‘Congress, if the applicant for admission into the Union had no right whatever to demand it, as would be the case of an independent State making such application, might provide for the admission of such State upon the performance of precedent conditions, not impairing its sovereignty.’ If so, as the territory of Missouri had no right to demand admission, the only question is, whether the right to establish slavery within their respective limits is essential to that sovereignty, which is enjoyed by the different States of the Union under the Constitution of the United States. For evidence that such right is not essential to their sovereignty, an appeal might be made not only to the solemn assertion of the unalienable right of all men to freedom, announced in the declaration of our national independence, and which is adopted among the fundamental principles of many of the State Governments, and to the reiterated acts of the General Government, in admitting into the Union new States with a prohibition of slavery, but also to the enlightened judgment of wise and good men of all countries.—

Slavery is prohibited by the immutable law of nature, which is obligatory as well on States as individuals. The establishing or permitting slavery by a State, being thus morally wrong, the right to do it, instead of being essential to its sovereignty, cannot exist; except only in cases where slavery having been already introduced cannot be suddenly abolished, without great danger to the community. Under such circumstances, it must of necessity be tolerated for a time as the sole means of self preservation. This painful necessity may justify the temporary continuance of slavery in certain States of the Union, where it now exists. But in the

opinion of the Committee nothing can justify the unnecessary extension of this great evil to newly formed States.

As far as it may affect the sovereignty of a nation, no material difference is perceived between the case, where it surrenders its supposed right to carry on a traffic in slaves with a foreign country assenting thereto, and the case of its surrender of its right to acquire in any other way, and retain slaves within its own limits. And yet several independent nations, and our own among others, have, without any suspicion of injury to their rights of sovereignty, bound themselves by treaty stipulations, forever to prohibit that monstrous traffic. Have they thereby lost what is essential to their sovereignty?

If from the generality and conciseness of the terms, used in the federal constitution, any doubt remained as to their true construction, in relation to the power of Congress, in the particular under consideration, such doubt would be removed on examining the condition of the territory, belonging to the United States, at the time of the adoption of the Constitution, and the obligation they were then under to form the same into States, to be admitted into the Union.—

After the United States had, by the treaty with Great Britain, and by a cession from Virginia and certain other states, of their claims, acquired an undisputed title to the territory north west of the river Ohio, they passed the ordinance of 1787, for dividing that territory into States, and for their admission into the Union. This ordinance is entitled ‘articles of compact between the original States and the people and States within the said territory forever to remain unalterable.’ It recites the object and design to be ‘for extending the fundamental principles of civil and religious liberty, which form the basis whereon these republics, their laws, and constitutions are created; to fix and establish those principles, as the basis of all laws, constitutions and governments, which forever hereafter shall be formed in said territory; to provide also for the establishment of States and a government therein, and for their admission into a share in the federal councils, on an equal footing with the original States, at as early a period as may be consistent with the general interest.’ It then provides as one of the articles to remain forever unalterable, that ‘there shall be neither slavery, nor involuntary servitude in the said territory.’ The State of Virginia, with four other slave holding States, assented to this compact. And Virginia afterwards expressly ratified it by an act of its Legislature. The states mentioned in the ordinance, and in which slavery was to be thus forever prohibited, were still to be admitted on an equal footing with the original States. Of course, the prohibition of slavery was not supposed to be incompatible with their sovereignty. The United States having thus pledged their faith and bound themselves to admit these States into the Union, with a perpetual

prohibition of slavery, it would seem to be impossible that the Constitution, which was soon after formed, and certainly with a full knowledge of the ordinance, should not have been intended and understood to confer on Congress the requisite power to perform the obligation.—

In further proof that the constitution must have been so understood might be cited the act expressly confirming this ordinance, among the first doings of Congress under the constitution. In conformity with this understanding of the constitution, have the States north west of the river Ohio been admitted into the Union, subject to a perpetual prohibition of slavery. Most of the other new States have likewise been admitted on such conditions, as Congress, deeming them to be suitable to their respective situations, has been pleased to prescribe.

This being the construction given to the constitution immediately after its adoption, and which has been acted upon without opposition, and acquiesced in for more than thirty years, it was not to have been expected, that its correctness would at this late period, have been drawn into question.—

It must be recollected that this contemporaneous construction of the constitution was made by those, who had the best possible means of knowing what was its true intent. Many of the distinguished members of the Convention, which formed the Constitution, were at that time in the national councils. Neither these States themselves, so admitted on prescribed conditions, nor any body in their behalf, have heretofore doubted that they were on an equal footing with the original States, or that they enjoyed all the rights essential to their Sovereignty.—

The Legislature of Virginia attributes this early construction of the Constitution, so uniformly followed by the General Government, and acquiesced in by the States, to the score of misapprehension. And an intimation seems to be given to the newly admitted States, that the conditions and stipulations, on which they were admitted, and which were solemnly ratified by them, are of no binding force. The dangerous tendency of such a doctrine is too apparent to need comment.

The Legislature of Virginia admits 'that this subject addresses itself very strongly to their interest, as well as their feelings.' If the obviously just and long settled construction of the Constitution, in a particular of great national concernment, may, in a moment of excitement, be set aside in favour of supposed doubts, raised by the excess of ingenuity of reasoning, no ground of security will remain for the equal rights of the States; and the foundation of the Union itself may be shaken.—

An argument against the power of Congress to prevent the extension of slavery to new States is attempted to be raised from the general scope of the Constitution, and from the nature of our free

institutions. The legislature of Virginia says, 'It can never be believed that an association of free and independent States, formed for the purposes of general defence, of establishing justice, and of securing the blessings of liberty to themselves and their posterity, ever contemplated the acquisition of territory for the purpose of establishing and perpetuating for others and their posterity that colonial bondage, against which they themselves had so lately revolted.' 'Power may enslave them (the inhabitants of territories) longer, but the laws of nature and of justice, the genius of our political institutions, and our own example, proclaim their title to break their bonds and assert their freedom.' Can this have been intended for calm reasoning, to convince the understandings of those to whom it purports to be addressed, or was it designed to produce an effect on the feelings and conduct of the inhabitants of the territory of Missouri, then demanding admission into the Union? It is hoped it will never be believed that this association of free States, formed for the noble purposes above stated, ever contemplated the acquisition of territory for the purpose of establishing or extending bondage of any kind.—

If the Constitution gives to Congress the power in question, it is not perceived that there is any stipulation in the treaty, ceding Louisiana to the United States, that forbids the exercise of it, in providing for the admission into the Union of the territory of Missouri. The provision of the treaty, which is supposed to impose on Congress the obligation of admitting that territory unconditionally, is the following: 'The inhabitants of the ceded territory shall be incorporated unto the Union of the United States, and admitted as soon as possible, according to the principles of the federal constitution, to the enjoyment of all the rights, advantages and immunities of citizens of the United States.'

It is not believed that this provision can have any effect whatever on the question. The admission into the Union is to be according to the principles of the constitution. If Congress may according to those principles make the prohibition of slavery a condition of the admission, then surely the admission, subject to that prohibition cannot be at variance with those principles.

The rights mentioned in the treaty are such as are conferred by the constitution of the United States on its citizens, among which the right to hold slaves (if such right there be) is not one. Admitted subject to the proposed inhibition of slavery the inhabitants of Missouri would have enjoyed the same rights, as citizens of the United States, as do the citizens of the States on the north side of the river Ohio, or as do the citizens of other states, where slavery is not tolerated, and who, as is hoped, will not be soon convinced that they do not enjoy all the rights, appertaining to citizens of the United States.

To avoid this conclusion, the Legislature of Virginia contends that

the clause 'according to the principles of the federal constitution' is no more than a qualification of the time of admission. But the constitution neither states nor even alludes to any principle whatever to designate or determine the time for the admission of a new state. Such construction of those words would therefore render them wholly inoperative, and must consequently be rejected.

The toleration of slavery in a portion of our common country has long furnished matter of reproach on our national character. Strong hopes were entertained, that instead of the zeal now shown for enlarging the sphere of its baneful operation suitable measures would have been adopted for its gradual abolition. Congress, having the power, is bound by considerations of justice and humanity, and by a regard to the general welfare of the nation, to prevent the further extension of this evil.

The attempt to wrest this power from Congress affords just cause of alarm. It is apparent that slavery creates habits & interests peculiar to the states tolerating it, and that it constitutes between them a strong bond of union. To this cause is to be attributed the unparalleled unanimity of every Senator and Representative of the slave holding states, on the passing of the late act by Congress, affecting this subject. Should this odious bond of union be permitted to be extended, without opposition, it will soon produce such a combination of political power, as may be sufficient permanently to control all the measures of the national councils.

By the Constitution, a disproportionate share of political power is conceded to the slave holding States, on account of their slaves. And although the equivalent, given to the States not tolerating slavery, has in a great degree failed, by reason of the government's seldom resorting to direct taxation for revenue, yet no complaint is made, while the advantage is confined to the Original States, the parties to the compact, or even to new States formed within their limits. But new States, formed out of territory, not included within the original limits of the United States, have no claim to this advantage. And the granting of it to them, when nothing in their situation renders it necessary, is an act of injustice towards the States not allowing slavery, and which, if persevered in, may in the end, destroy their just share of power and influence in the General Government and endanger their safety.

Which report having been read, motion was made that the House do approve and agree to the same, as expressing the opinion of this House.—On which motion the yeas and nays being required are as follows—Yeas 194—Nays, none.—

Therefore,—

Resolved by the Senate and House of Representatives in General Court convened, That in the opinion of this Legislature the Congress of the United States, has by the Constitution, the right, in admitting new States into the Union, to prescribe the prohibition

of slavery, as one of the conditions, on which such State shall be admitted:

That in the case of Missouri, to which, by the Preamble and Resolutions of the General Assembly of Virginia, the attention of this Legislature has been called, that right remained in full force, unimpaired either by the treaty under which that territory was acquired, or any subsequent acts of the General Government:—

That in the opinion of this Legislature, the existence of slavery within the United States is a great moral as well as political evil, the toleration of which can be justified by necessity alone, and that the further extension of it ought to be prevented, by the due exercise of the power vested in the General Government:—

Resolved, that the Governor of this State be requested to transmit a copy of the foregoing report and Resolutions to the Governor of the State of Virginia.—”

[Approved June 22, 1820.]

EDWIN C. BEAN,
Secretary of State.

Concord, February, 1920.

LAWS OF NEW HAMPSHIRE.

[TWENTIETH GENERAL COURT.]

[*Held at Concord, One Session, June 5, 1811, to June 21, 1811.*]

[OFFICERS OF THE GOVERNMENT.]

JOHN LANGDON, GOVERNOR.
SAMUEL SPARHAWK, SECRETARY OF STATE.
WILLIAM PICKERING, DEPUTY SECRETARY OF STATE.
NATHANIEL GILMAN, TREASURER.
WILLIAM K. ATKINSON, ATTORNEY GENERAL.
WILLIAM PLUMER, PRESIDENT OF THE SENATE.
CLEMENT STORER, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

Elijah Hall,	Portsmouth.
Nathaniel Upham,	Rochester.
Jedidiah K. Smith,	Amherst.
Ithamar Chase,	Cornish.
Jonathan Franklin,	Lyme.

[MEMBERS OF THE SENATE.]

William Ham,	Portsmouth.
William Plumer,	Epping.
William Adams,	Londonderry.
Josiah Sanborn,	Epsom.
Beard Plumer,	Milton.
Samuel Quarles,	Ossipee.
William Fisk,	Amherst.
Joshua Darling,	Henniker.
Josiah Wilder,	Rindge.
Thomas C. Drew,	Walpole.
Caleb Ellis,	Claremont.
Moor Russell,	Plymouth.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown and	}	Nathaniel Cavis.
Bow,	}	
Atkinson and	}	John Bassett.
Plaistow,	}	
Brentwood,		William Morrill, Jr.
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Canterbury,		John Sutton.
Chester,		Henry Sweetser.
Chichester,		Abraham True.
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Epping,		Nathan Batchelder.
Epsom,		John McClary.
Exeter,		John T. Gilman.
Greenland,		Ebenezer Johnson.
Hampstead,		Jonathan Little.
Hampton,		Edmund Toppan.
Hampton Falls	}	
and Seabrook,	}	Peter Tilton.
Hawke and	}	
Sandown,	}	Thomas Page.
Kensington,		Samuel Dearborn.
Kingston,		Jacob Webster.
Londonderry,		John Dickey.
		John Moore.
Loudon,		Jonathan Clough.
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Newington,		Thomas Pickering.
Newmarket,		Dudley Watson.
Newton,		Edmund Peaslee.
Northfield,		Martin Ruter.
North Hampton,		Thomas Lovering.
Northwood,		Solomon Buzzel.
Nottingham,		Henry Butler.
Pelham,		James Gibson.
Pembroke,		Daniel Knox.
Pittsfield,		Bracket Leavitt.
Poplin,		Moses Hook.
Portsmouth,		Elihu D. Brown.
		Joseph Clark.
		Edward Cutts.
		John F. Parrott.
		Clement Storer.

Raymond,	Phinehas Gilman.
Rye,	John W. Parsons.
Salem,	Silas Betton.
South Hampton and } East Kingston, }	Edward Greeley.
Stratham,	Phinehas Merrill.
Windham,	Samuel Armor.

STRAFFORD COUNTY.

Alton,	James McDuffee.
Barnstead,	Charles Hodgdon.
Barrington,	Eliphalet Cloutman.
	Thomas W. Hale.
Brookfield and } Middleton, }	Charles Stanton.
Conway,	Richard Odell.
Dover,	Tobias Tuttle.
Durham,	Joseph Coe.
Eaton and } Burton, }	Coleman Colby.
Effingham and } Ossipee Gore, }	Isaac Lord.
Farmington,	Levi Leighton.
Gilmanton,	William Badger.
	Ezekiel Hoit.
Lee,	Andrew Demeritt.
Madbury,	Jacob Joy.
Meredith,	Jonathan Ladd.
Milton,	Theodore C. Lyman.
Moultonborough,	Nathaniel Shannon.
New Durham,	Reuben Hayes.
New Hampton and } Center Harbor, }	Samuel Thompson,
Ossipee,	Ezekiel Wentworth.
Rochester,	John McDuffee.
Sanbornton,	Bradstreet Moody.
	Nathan Taylor.
Sandwich,	Daniel Hoit.
Tamworth,	Benjamin Gilman.
Tuftonboro,	Jonathan Burbank.
Wakefield,	William Sawyer.
Wolfeboro,	Jonathan Blake.

HILLSBOROUGH COUNTY.

Amherst,	William Low.
Andover,	James Tucker.

Antrim and }	James Wallace.
Windsor, }	John Orr.
Bedford,	Ezekiel Webster.
Boscawen,	John Smith.
Bradford,	James Parker.
Brookline,	Benjamin Rolfe.
Deering,	Richard H. Ayer.
Dunbarton,	Daniel Abbott.
Dunstable,	Samuel Gunnison.
Fishersfield,	Peter Woodbury.
Fracestown,	David L. Morrill.
Goffstown,	Amos Whittemore.
Greenfield and }	Reed Paige.
Society Land, }	John Smith.
Hancock,	Elijah Beard.
Henniker,	Daniel Emerson.
Hillsborough,	Benjamin B. Darling.
Hollis,	Samuel Moore.
Hopkinton,	Daniel Putnam.
Litchfield and }	Josias Bucknam.
Manchester, }	Daniels Ingalls.
Lyndeborough,	Josiah Osgood.
Mason,	Benjamin Durant.
Merrimack,	Ephraim Jones.
Milford,	Samuel Batchelder, Jr.
Mont Vernon,	Joseph Colby.
New Boston,	Joseph Greeley.
New Ipswich,	John Steele.
New London,	Jabez Smith.
Nottingham West,	Jonathan Harvey.
Peterborough,	Daniel Searle.
Salisbury,	Richard Bartlett.
Sutton,	Jonathan Atwood.
Temple,	Daniel Moore.
Warner,	Eliphalet Gay.
Weare,	Abiel Wilson.
Wilmot and }	
Kearsarge Gore, }	
Wilton,	

CHESHIRE COUNTY.

Acworth,	Ebenezer Grout,
Alstead,	James H. Bingham.
Charlestown,	Horace Hall.
Chesterfield,	Levi Jackson.
Claremont,	George B. Upham.

Cornish,	Daniel Chase.
Croydon,	James Breck.
Dublin,	Samuel Hamilton.
Fitzwilliam,	Thomas Stratton.
Hinsdale,	Uriel Evans.
Goshen and }	John Currier.
Wendell, }	Benjamin Prescott.
Jaffrey,	Albe Cady.
Keene,	Abner Kneeland.
Langdon,	Jacob Smith.
Lempster,	Phinehas Farrar.
Marlborough,	Wells Way.
Marlow,	James Smith.
New Grantham,	Josiah Wakefield.
Newport,	Nathaniel Woods.
Packersfield,	John Harris.
Plainfield,	Joseph Weeks.
Richmond,	William Sherwin.
Rindge,	John Quinby.
Springfield,	Aaron Matson.
Stoddard,	Samuel Seward.
Sullivan,	Samuel Whitney.
Surry and }	William C. Belding.
Gilsum, }	Francis Chase.
Swanzey,	Josiah Bellows.
Unity,	David Heald.
Walpole,	Ephraim Brown, Jr.
Washington,	Benjamin Flint.
Westmoreland,	
Winchester,	

GRAFTON COUNTY.

Alexandria and }	Elijah Blaisdell.
Danbury, }	Roger Sargent.
Bath,	Simon Harris.
Bridgewater,	Samuel Holmes.
Campton,	John Currier.
Canaan,	Simon Oakes.
Concord (Lisbon),	
Dorchester, }	Jacob Barney.
Orange and }	Edward Evans.
Dame's Gore, }	Nathaniel Rix.
Enfield,	Ebenezer Hoit.
Franconia, }	
Landaff and }	
Lincoln, }	
Grafton,	

Groton and	}	Stephen Goodhue.
Hebron,	}	Augustus Storrs.
Hanover,		Stephen P. Webster.
Haverhill,		Thomas Waterman.
Lebanon,		David Goodall.
Littleton,		Nathan Scarritt.
Lyman,		Joseph Sloane.
Lyme,		Jonathan Dickerson.
New Chester,		Robert Fowle.
New Holderness,		Jeduthun Wilcox.
Orford,		Lemuel Wellman.
Piermont,		William Webster.
Plymouth,		David Gibson.
Rumney and	}	
Wentworth,	}	Enoch Colby.
Thornton,	}	
Peeling and	}	
Ellsworth,	}	
Warren and	}	Abel Merrill.
Coventry,	}	

COOS COUNTY.

Bartlett,	}	Silas Meserve.
Adams,	}	
Chatham and	}	
Locations,	}	
Cockburne,	}	
Colebrook,	}	Charles Thompson.
Shelburne,	}	
Stewartstown and	}	
Locations,	}	
Lancaster	}	William Lovejoy.
Jefferson and	}	
Bretton Woods,	}	
Northumberland,	}	
Piercy and	}	James Lucas.
Stratford,	}	

[*First Session, Held at Concord, June 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 1811.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE THE TOWNS OF LANDAFF, LINCOLN & FRANCONIA TO ELECT A REPRESENTATIVE TO THE GENERAL COURT.

[Approved June 11, 1811. Original Acts, vol. 21, p. 7; recorded Acts, vol. 19, p. 1. See act of June 26, 1823, recorded Acts, vol. 22, p. 355; also act of June 23, 1848, Session Laws, 1848, Chap. 623.]

Whereas it appears, by a deposition and other evidence, that the Representative of the towns of Landaff, Lincoln & Franconia, was not constitutionally qualified in consequence of his holding an office under the government of the United States, Therefore

Be it enacted by the Senate & House of Representatives in General Court convened, that the Selectmen of said town of Landaff, be and hereby are authorized to call a special meeting of the Inhabitants of the towns of Landaff, Lincoln and Franconia, to be holden in said Landaff, for the purpose of choosing a Representative to the General Court; giving personal notice of the time and place of holding the meeting, to each legal voter, or leaving such notice in writing at his last and usual place of abode, twenty four hours, at least, before the meeting: said meeting to be holden any time preceding the twenty second day of June present.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE THE TOWN OF NEW-CHESTER TO ELECT A REPRESENTATIVE TO THE GENERAL COURT.

[Approved June 11, 1811. Original Acts, vol. 21, p. 8; recorded Acts, vol. 19, p. 2.]

Whereas it appears by a certificate from the town of New-Chester, that their Representative was chosen the thirteenth day of March, being a different day from the one pointed out in the Statute of this state for that purpose; and whereas the representation of said town is consequently illegal—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that the Selectmen of New-Chester be,

and hereby are authorised to call a special town meeting, giving personal notice of the time and place of holding the meeting to each legal voter, or leaving such notice in writing at his last and usual place of abode, any time previous to the day of holding said meeting; said meeting to be holden in said town any time before the Twentieth day of June present for the purpose of choosing a person to represent them in the General Court.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FITZWILLIAM VILLAGE TURNPIKE CORPORATION."

[Approved June 13, 1811. Original Acts, vol. 21, p. 9; recorded Acts, vol. 19, p. 3. Session Laws, 1811, p. 9. The act referred to is dated December 9, 1808, Laws of New Hampshire, vol. 7, p. 704.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That, when said Corporation shall have made the road agreeable to their Act of incorporation, from Fitzwilliam Village, to the Worcester Turnpike on Massachusetts line, they shall have a right, and are, hereby vested with the privilege of collecting and receiving at their gate south of Fitzwilliam Village, of and from all and every person or persons using the road built by a Turnpike Corporation in Massachusetts, from the north line of said Fitzwilliam to said Village, that shall use and travel their road from said Village to said Worcester Turnpike on Massachusetts line, the same rate of toll, according to the distance of way, that they are authorized to receive for the road they are empowered to survey, lay out and make from said Village, to said Worcester Turnpike; And it shall and may be lawful for said corporation, to collect the toll hereby granted, in the same way and manner that they are empowered to collect the toll granted them by their act of incorporation:—

Provided nevertheless, That said Corporation shall be chargeable with and shall pay, so long as they shall receive the toll granted to them by this act, one third part of the expence of keeping the said road from said Village, to the north line of Fitzwilliam, in repair to the Proprietors who built the said road, and shall be liable for one third part of all the fines, that shall be imposed for defect in repairing the same.

And Provided also, That no toll gate shall be erected on or across said road, from said Village to the north line of Fitzwilliam.

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT AUTHORISING STEPHEN LYFORD TO ASSUME AND BEAR THE NAME OF STEPHEN CARR LYFORD—

[Approved June 14, 1811. Original Acts, vol. 21, p. 10; recorded Acts, vol. 19, p. 5.]

Be it enacted by the Senate and House of Representatives in General Court Convened that Stephen Lyford, of Wakefield in the County of Strafford in said State, be, and he hereby is authorised and impowered to assume & bear the name of Stephen Carr Lyford, & by that name forever hereafter to be called & known in all legal proceedings & matters whatsoever

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE JONATHAN COLBURN, TO ASSUME THE NAME OF JONATHAN COLBURN EVERETT.—

[Approved June 14, 1811. Original Acts, vol. 21, p. 11; recorded Acts, vol. 19, p. 6.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Jonathan Colburn of Sandwich in the County of Strafford, Attorney at Law, be, and he hereby is authorised to assume and bear the name of Jonathan Colburn Everett; and by that name he shall hereafter be called and known in Law.—

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE "SECOND SOCIAL LIBRARY IN SANDBORNTON."

[Approved June 14, 1811. Original Acts, vol. 21, p. 12; recorded Acts, vol. 19, p. 7. The first social library in Sanbornton was incorporated December 15, 1797, Laws of New Hampshire, vol. 6, p. 450.]

Be it enacted by the Senate and House of Representatives in General Court convened that Thomas Kimball, Abraham Bodwell, Joseph Pearson and Abel Kimball and their associates proprietors

of said library and all such as may hereafter become proprietors of the same, be and they hereby are incorporated into a body politic by the name of the proprietors of the second social library in Sandbornton with continuation and succession forever, and in that name may sue and be sued in all personal actions and prosecute and defend the same to final judgment and execution.—And they hereby are vested with all priveleges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four dollars for each offence to be recovered by said proprietors in an action of debt to their use in any Court proper to try the same; and they may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of one thousand dollars including the books in said library for the purpose of this corporation.—

And be it further enacted that said proprietors be, and they hereby are authorised to assemble in Sandbornton aforesaid on the second monday in December annually to choose such officers as may be found necessary for the orderly conducting the affairs of said corporation who shall continue in office until others are chosen in their room and are sworn. And said corporation may assimble as often as may be found necessary for filling up any vacancies which may happen in said offices & transacting all such business as may be found necessary for the benefit of said corporation, and shall have power to vote such sums of money as may be found necessary for the annual and other expenses, and for enlarging and preserving said library; and may make and enact such rules and by-laws for the government of said corporation as may from time to time be found necessary, provided the same be not repugnant to the constitution and laws of this State. And the notice for any meeting of said Proprietors shall be by posting up a notification in some public place in said town, at least fourteen days before the day of meeting, expressing the time, place and design of the same.—

And be it further enacted that Thomas Kimball, and Joseph Pearson or either of them are hereby authorised and empowered to call the first meeting of said Proprietors at such time and place as they may appoint by posting up a notification as aforesaid—And the proprietors may agree at said meeting, on the manner of calling future meetings, and shall have all the powers to make rules and by-laws, and choose all such officers as they may or can do, at their annual meetings.—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOSIAH MELVIN AND THE NAME OF
 HIS CHILDREN FROM MELVIN TO MELVILLE.

[Approved June 15, 1811. Original Acts, vol. 21, p. 13; recorded Acts, vol. 19, p. 10.]

Whereas Josiah Melvin has petitioned the General Court to alter his name and the names of Jonas Minot Melvin, Lydia Melvin, Josiah Melvin Jun^r and Henry Melvin from Melvin to Melville.

Therefore, Be it enacted by the Senate and house of Representatives in General Court convened, that the said Josiah Melvin, Jonas Minot Melvin, Lydia Melvin, Josiah Melvin Jun^r and Henry Melvin, be and they are hereby authorised to assume and bear the name of Melville instead of the name of Melvin.

And be it further enacted, that the said Josiah Melvin, Jonas Minot Melvin, Lydia Melvin, Josiah Melvin Jun^r and Henry Melvin shall hereafter be called and known by the family name of Melville and not by the name of Melvin.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT FOR INCORPORATING CERTAIN PERSONS BY THE NAME OF
 THE PROPRIETORS OF THE SOCIAL LIBRARY IN BRIDGEWATER

[Approved June 15, 1811. Original Acts, vol. 21, p. 14; recorded Acts, vol. 19, p. 11. See act of same title passed June 16, 1802, Laws of New Hampshire, vol. 7, p. 80.]

Sec 1, Be it enacted by the Senate and House of Representatives in General Court convened, that Thomas Crawford, Benjamin Boardman, and Enoch Melvin and their associates, Proprietors of said Library, and all such as hereafter may become Proprietors of the same, be and they hereby are incorporated into a body corporate and Politic by the name of the Proprietors of the Social Library in Bridgewater with continuation and succession forever, with all the Powers and Privileges incident to such corporations, and may enjoin Penalties of disfranchisement or fine not exceeding four dollars for each offence and make Purchase and receive subscriptions grants and donations of Personal estate not exceeding the sum of one thousand dollars for the purpose of their association—

Section 2^d, And be it further enacted that said Society be and they are hereby authorised to assemble at Bridgewater aforesaid on

the first tuesday of September annually to choose all such Officers as may be found necessary for the orderly conducting the affairs of said Corporation who shall continue in Office untill others are chosen in their room, and that said Corporation may assemble as often as may be found necessary for filling up any vacancies which may happen in Offices, and for transacting all other business excepting the assessing and raising monies which shall always be done at their annual meeting on the said first tuesday of September, and at no other time, at which meeting they shall vote all necessary sums for defraying the annual expence of preserving said library and enlarging the same, and shall make and enact such rules and by-laws for the Government of said Corporation as may by them be found necessary, Provided the same be not repugnant to the Constitution and laws of this State.

Sect 3^d And be it further enacted that Thomas Crawford Esq^r is hereby authorised and empowered to call the first meeting of the Proprietors at such time and place as he may appoint by posting up a notification of the same at some public place in said Bridge-water at least fifteen days before the time of said Meeting, and the said Proprietors at said meeting shall have all the powers to enact such by-laws and choose all such Officers, as they may or can do at their annual Meeting—

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT ALTERING THE TIME OF HOLDING THE ANNUAL MEETING OF THE PELHAM SOCIAL LIBRARY—

[Approved June 15, 1811. Original Acts, vol. 21, p. 15; recorded Acts, vol. 19, p. 14. See act of incorporation dated December 9, 1797, Laws of New Hampshire, vol. 6, p. 430.]

Be it enacted by the Senate and House of Representatives in General Court convened That, hereafter, the Proprietors of The Pelham Social Library, be, and they hereby are empowered to hold their annual meeting on the second Monday of January annually— Any law to the contrary notwithstanding—

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT FOR ALTERING THE TIME OF HOLDING THE ANNUAL MEETINGS OF THE PROPRIETORS OF FEDERAL BRIDGE—

[Approved June 15, 1811. Original Acts, vol. 21, p. 16; recorded Acts, vol. 19, p. 15. See acts of December 28, 1795, Laws of New Hampshire, vol. 6, p. 288; June 11, 1803, id., vol. 7, p. 160; June 11, 1808, id., p. 654; and July 1, 1819, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Proprietors of said Bridge shall in future hold their annual Meetings on the first Tuesday in September annually, instead of the first Tuesday in June, as specified in their Act of Incorporation—and all Officers who shall be chosen at said Meetings, shall be, and they hereby are, invested with the same Powers and privileges, and all business transacted shall be equally valid as though no Alteration had taken place in the Time of holding said Meetings.—And, Be it further enacted that the present Directors of said Bridge shall be authorized to call the first Meeting of the Proprietors in the same Manner as they have heretofore done when the annual Meetings were holden on the first Tuesday in June.—

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT EMPOWERING THE THIRD NEW-HAMPSHIRE TURNPIKE CORPORATION TO MAKE ALTERATIONS AND VARIATIONS IN THEIR TURNPIKE ROAD.

[Approved June 15, 1811. Original Acts, vol. 21, p. 17; recorded Acts, vol. 19, p. 16. Session Laws, 1811, p. 11. See acts of December 27, 1799, Laws of New Hampshire, vol. 6, p. 613; June 18, 1806, id., vol. 7, p. 533; and December 13, 1808, id., p. 717. The road was authorized to be discontinued by the act of December 21, 1824, Session Laws, November, 1824, Chap. 76.]

Be it enacted by the Senate and House of Representatives in General Court convened that the Third New-Hampshire Turnpike Corporation be, and they hereby are empowered to make such alterations and variations in that part of their Turnpike Road which lies between the dwelling houses of the Widow Eaton and Davis Carpenter in Walpole in this State as shall, in their opinion, be for the good of the public. Provided nevertheless, that the said corporation shall not, in making such alterations and variations in

said road, take the land of any individual or individuals without making him or them such compensation therefor as shall be agreed on by said corporation and the individual or individuals who may own the land so taken.

And be it further enacted that all that part of the Turnpike Road made by said corporation and which lies between the dwelling houses aforesaid of the said Eaton and Carpenter, and which may be rendered of no use by reason of the alterations and variations which may be made in pursuance of this act, may be discontinued by said corporation.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT, INCORPORATING CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE UNION LIBRARY IN BRADFORD.

[Approved June 15, 1811. Original Acts, vol. 21, p. 18; recorded Acts, vol. 19, p. 17.]

Be it enacted by the Senate and House of Representatives in General Court convened that Stephen Hoyt Jun^r, Elisha Eaton, Humphrey Jackman, Lemuel Bliss, Ebenezer Cresey, David Mitchel, Nathan Jackman, James Bryant, George Connor, William Shattuck, Simeon Hildreth, Ephraim Presby, John Barns, Andrew Aken Jun^r Jonathan Jones, William Sargent Jun^r John Brown and Samuel Jackman and their Associates proprietors of said library and all such as may hereafter become proprietors of the same be, and they are hereby incorporated into a body politic by the name of the Proprietors of the Union Library in Bradford with continuation and succession forever, and in that name may sue and be sued, may plead and be impleaded, in all personal Actions, and may prosecute and defend the same to final judgment and execution; and they are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, or fine not exceeding four dollars for each offence to be recovered by said proprietors in an action of debt to their use in any court proper to try the same, and they may make purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of one thousand dollars for the purpose and use of their association.

And be it further enacted that said proprietors be, and they hereby are authorised and impowered to assemble at said Bradford on the first Monday of December annually to choose all such officers as may be found necessary for the orderly conducting the affairs of said corporation who shall continue in office until others are chosen

in their room; and that said proprietors may assemble as often as may be found necessary for the filling up any vacancies which may happen in said offices and for transacting all other business excepting the raising of monies which shall always be done at their annual meeting and at no other time, at which annual meeting they shall vote all necessary sums for defraying the annual expence of preserving said library and for enlarging the same;—And said proprietors shall have power to make such Rules and By-laws for government of said corporation as may from time to time by them be found necessary provided the same be not repugnant to the Constitution and laws of this State.

And be it further enacted that Stephen Hoyt Jun^r and Elisha Eaton or either of them are hereby authorised and impowered to call the first meeting of said Proprietors at such time as they may appoint by posting up a notification for that purpose at the meeting house in said Bradford at least fifteen days prior to said meeting,—and the said proprietors at said meeting shall have the same power to choose Officers and make By-laws as they have by this Act at their annual Meeting.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT ENTITLED “AN ACT TO RAISE THREE THOUSAND DOLLARS BY A PUBLIC LOTTERY, FOR THE PURPOSE OF MAKING A ROAD THROUGH THE NOTCH OF THE MOUNTAINS IN TOWNSHIP NUMBER TWO IN THE COUNTY OF COOS”

[Approved June 15, 1811. Original Acts, vol. 21, p. 19; recorded Acts, vol. 19, p. 20. The act referred to is dated June 18, 1807, Laws of New Hampshire, vol. 7, p. 596.]

Whereas by said Act, the time for raising the said sum by said Lottery was limited to the 18th day of June 1810—And Whereas it also appears, that a part of said sum only, hath been raised, that the sum so raised hath been received by the Agent and by him expended in making said road. Therefore,

Be it enacted, by the Senate and House of Representatives in General Court convened, that, a further time of two years, be and hereby is allowed for raising by said Lottery the sum now deficient. subject however to all the conditions, provisions and restrictions contained in said Act of June 18th 1807.—Provided, also that the Managers of said Lottery shall be accountable to the General Court of this State for whatever monies they may raise by said Lottery, over and above the sum allowed by said Act; And that said Agent shall be accountable to said Court for any ballance that may remain in his hands of the three thousand dollars, after having

finished said road agreeably to said Act. And the said Managers and said Agent shall render to the General Court of this State an account of all their doings, and of all charges by them made and allowed, whenever called on for that purpose.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF THE FISH IN LONG POND SO CALLED IN CONCORD IN THE COUNTY OF ROCKINGHAM

[Approved June 17, 1811. Original Acts, vol. 21, p. 20; recorded Acts, vol. 19, p. 22. Session Laws, 1811, p. 18. Laws, 1815 ed., p. 448; id., 1830 ed., p. 250. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened that after the passing of this act, if any person shall use any spear, Seine, or stab, for the purpose of catching or destroying any fish in said Pond, such person so offending shall for every fish so caught or destroyed forfeit and pay the sum of two dollars to be recovered with cost of suit in an action of debt by any person who shall sue for the same before any Justice of the Peace within the County of Rockingham; One half of the said sum of two dollars so recovered as aforesaid to be appropriated by the person who shall sue for the same, and the other half to be and remain for the use of the said County of Rockingham—

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT INCORPORATING CERTAIN PERSONS BY THE NAME OF THE UNION LITERARY SOCIETY IN CONCORD IN THE COUNTY OF GRAFTON.

[Approved June 17, 1811. Original Acts, vol. 21, p. 21; recorded Acts, vol. 19, p. 23.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Samuel Morris, Luther Cushman, and Life Young and their associates, proprietors of said library and all such as hereafter may become proprietors of the same, be and they hereby are incorporated into a body corporate and politic by the name of the proprietors of the Union Literary Society in Concord with continuation and succession forever, with all the

powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding five dollars for each offence, and make purchase and receive subscriptions, grants, and donations of personal estate not exceeding the sum of one thousand dollars for the purpose of their association.—

And be it further enacted that said Society are hereby authorised to assemble at Concord aforesaid on the first Wednesday of December annually to choose all such Officers as may be found necessary for the orderly conducting the affairs of said Corporation who shall continue in Office untill others are chosen in their room, and that said Corporation may assemble as often as may be found necessary for filling up any vacancies which may happen in any offices and for transacting all other business excepting the assessing and raising of monies which shall always be done at their annual meeting on the said first Wednesday of December and at no other time; at which meeting they shall vote all necessary sums for defraying the annual expence of preserving said library and of enlarging the same, and may make and enact such rules and by-laws for the government of said Corporation as may by them be found necessary: Provided the same be not repugnant to the Constitution and laws of this State.—

And be it further enacted that Samuel Morris and Luther Cushman or either of them are hereby authorised and empowered to call the first meeting of the said Proprietors at such time and place as they may appoint by posting up a notification of the same at some public place in said Concord at least fifteen days before the time of said meeting, and the said Proprietors at said meeting shall have all the powers to enact such by-laws and choose all such Officers as they may or can do at their annual Meeting.—

[CHAPTER 16.]

State of)
New Hampshire.)

AN ACT TO AUTHORIZE TOWNS TO MAKE BY-LAWS TO PREVENT HORSES, MULES, JACKS, NEAT CATTLE, SHEEP AND SWINE, FROM GOING AT LARGE.

[Approved June 17, 1811. Original Acts, vol. 21, p. 22; recorded Acts, vol. 19, p. 25. Session Laws, 1811, p. 12. Laws, 1815 ed., p. 410; id., 1830 ed., p. 200. See act of January 14, 1795, Laws of New Hampshire, vol. 6, p. 232. See additional act of July 1, 1822, Laws, 1824 ed., p. 47; also act of December 13, 1836, Session Laws, 1836, Chap. 283. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and house of Representatives in General Court convened, that any town, at its annual meeting, or at any meeting legally holden for the purpose, may make by-laws,

to prevent horses, or horse kind, mules, Jacks, neat cattle, sheep, and swine, from going at large in any street, highway or common, or in any public place, within its jurisdiction, defined by known limits, from and after the first day of April until the last day of October in each year, on penalty that the owner, or owners, or person having the care of any horse or horse kind, mule, jack, neat cattle, sheep, or swine, so going at large, shall forfeit a sum, not exceeding four dollars for the breach of any by law so made, to be recovered by action of debt before any Justice of the peace, to and for the use of the person who shall sue for the same with costs of suit; unless it shall appear that such horse or other creature as aforesaid was going at large without the knowledge or negligence of the owner or person having the care thereof;—any law heretofore to the contrary notwithstanding.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS, BY THE NAME OF THE
READING SOCIETY IN JAFFREY.

[Approved June 17, 1811. Original Acts, vol. 21, p. 23; recorded Acts, vol. 19, p. 27.]

Be it enacted, by the Senate and House of Representatives, in General Court convened: That Samuel Dakin, David Gillmore, Samuel Litch, Levi Fisk, William Hodge, Francis Fletcher, Roger Brigham, and Robert Gillmore, and their associates and successors, and such as may hereafter join them, be, and they hereby are, incorporated into a body politic, by the name of "The Reading Society in Jaffrey", with continuation and succession, forever, and in that name may sue and be sued, plead and be impleaded, in all personal actions, and may prosecute and defend the same to final judgment and execution: and they are hereby vested with all the privileges incident to corporations of a simular nature, and may enjoin penalties of disfranchisement or fine, not exceeding five dollars, for each offence, to be recovered by said proprietors, in an action of debt, to their use, in any court proper to try the same; and they may make purchase, and receive subscriptions, grants and donations of personal estate, not exceeding two thousand dollars, for the use of their association.

And be it further enacted, that the said proprietors be, and they hereby are, authorized and impowered to assemble at said Jaffrey, on the first monday of March, annually, to choose all such officers as may be found necessary for the orderly conducting the affairs of said corporation, who shall continue in office until others are chosen in their room; and that said proprietors may assemble as

often as may be found necessary, for the filling up any vacancy or vacancies, which may happen in said offices, and for transacting all other business, excepting the raising of monies, which shall always be done at their annual meeting, and at no other time, at which annual meeting they shall vote all necessary sums, for defraying the annual expense of preserving said library, or for enlarging the same: And said proprietors shall have power to make such rules and bye-laws, for the government of said corporation, as may, from time to time, be found necessary, provided the same be not repugnant to the constitution and laws of this State.

And be it further enacted, that the said Samuel Dakin be hereby authorized to call the first meeting of said proprietors, by posting a notification for that purpose, at some public place in said Jaffrey, ten days prior to said meeting; and the said proprietors, at said meeting, shall have the same power to choose officers, and make bye-laws, as they have by this act, at their annual meeting. .

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
"WALPOLE FARMERS' COTTON AND WOOLEN FACTORY COM-
PANY."

[Approved June 17, 1811. Original Acts, vol. 21, p. 24; recorded Acts, vol. 19, p. 29.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Thomas C. Drew, Moses Fisher, Nehemiah Chandler, and their associates and successors be, and they hereby are, incorporated into a body politic forever by the name of "The Walpole Farmers' Cotton and Woollen Factory Company" and in that name may sue and be sued, prosecute and be prosecuted to final judgment and execution, and do and suffer all other acts incident to corporations of a similar nature.

And be it further enacted, That Thomas C. Drew, Moses Fisher, or either of them be, and they hereby are, empowered to call the first meeting of the Company, by posting up notifications for that purpose in three public places, one in Walpole one in Langdon & one in Alstead, at least fourteen days previous to said meeting; at which meeting or any future meeting legally notified, they may elect all officers necessary for the corporation; and may make such bye laws and regulations as may be deemed expedient for the due government of said corporation, and may cause the same to be executed, and annex penalties for the breach thereof; Provided such laws and regulations be not repugnant to the constitution and laws of this State.

And be it further enacted, That the said Company are hereby empowered to raise, as a capital, the sum of Forty thousand dollars, ten thousand of which may be expended in purchasing real Estate, and erecting buildings for the use of the Company; and the residue may be employed as the Company may think proper in purchasing raw materials, building machinery and putting the same into operation for spinning cotton and woolen yarn, weaving the same into cloth, and coloring and dressing it; and twenty thousand dollars of the capital so employed shall be exempt from taxation, during the first five years, from the time the machinery for spinning is first put into operation.—

And be it further enacted, That the capital stock of the Company shall be divided unto shares of one hundred dollars each, to be holden and transferred by the respective members thereof as personal estate; and the Company may enforce the payment of assessments as soon as Sixty shares are subscribed for, and not before. Afterwards the Company may permit other shares to be subscribed, and may appropriate the net proceeds of the money invested to encreasing the Capital stock until it amount to forty thousand dollars. But not more than ten per cent shall be assessed in any way or manner upon any member's share, without his consent, after he shall have paid the full amount of one hundred dollars upon every share he has subscribed.—

And be it further enacted, That at any legally notified meeting, each member of the Corporation present or represented, shall have a right to vote according to the number of shares he owns, that is to say, for the first five shares which any member owns he shall be entitled to five votes; for every three shares over and above five shares, and under fourteen one vote, and for every five shares over and above fourteen shares one vote. Provided, however, that no member shall be entitled to more than one third of the whole number of votes.—

And be it further enacted, that there shall be a clerk appointed by said Company, who shall at all times keep an accurate account of all the proceedings of the Company, in a book or books to be kept by him for that purpose, and shall exhibit the same and give certified copies of all the records and proceedings of the corporation to any person applying for the same, and shall be allowed & paid by the person so applying the same fees as are by law allowed the Register of Deeds. And should the Clerk unreasonably delay or refuse to comply with this article, he shall forfeit and pay the sum of twenty dollars for every such offence to any person suing for the same, in any Court of competent jurisdiction.—

And be it further enacted, that when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned, not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, may sue out a writ of scire facias, from the Court wherein the judgment was entered, on

which the same execution was awarded and issued against such person or persons as are or were proprietors & members of said corporation at the time such judgment was rendered, and may have execution against their goods and estate, or against the goods or estate of any such deceased member of said Corporation in the hands of his or their executors or administrators, with additional costs and damages. Provided said scire facias be sued out within one year after judgment is rendered.—

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE ELIJAH HALL AND OTHERS HIS ASSOCIATES, WITH THE EXCLUSIVE RIGHT AND PRIVILEGE OF CUTTING A CANAL, AND CONSTRUCTING LOCKS AND SLIPS FROM WINNIPISSIOKEE LAKE TO PISCATAQUA RIVER—

[Approved June 18, 1811. Original Acts, vol. 21, p. 25; recorded Acts, vol. 19, p. 34. Session Laws, 1811, p. 5. See acts of December 16, 1824, recorded Acts, vol 22, p. 536, and July 1, 1825, id., vol. 23, p. 84.]

Whereas the opening a communication by warter from Winnipissiokee Lake to that branch of the Piscataqua Cochecho River by means of locks, canals and slips, would be of great public utility—
Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That Elijah Hall, Charles Cutts, John Goddard, Edward Cutts, Samuel Ham, James Sheafe, Joseph Whipple, Nathaniel A. Haven, John Haven, Joshua Haven, Thomas Brown, Ebenezer Thompson, Daniel Waldron, Oliver Hamilton John F. Parrott and John Pierce—with those who are, or shall become proprietors with them in the privileges aforesaid, so long as they shall continue proprietors thereof, shall be a corporation and body politic, under the name of “The Proprietors of Winnipissiokee Canal” and in that name may sue and prosecute, be sued and prosecuted to final Judgment and execution, and shall be and hereby are invested with all the Powers and Privileges which by law are incident to corporations of a similar nature—

Sec. 2nd And be it further enacted, That the said Proprietors shall at any legal meeting to be warned and holden as they shall agree, have power to make and establish such rules and by-laws, as to them shall seem necessary, and convenient for the regulation and government of said corporation, for carrying into effect the purposes aforesaid, and for collecting the toll hereinafter granted; and the same rules and by-laws may cause to be executed, and may annex penalties to the breach thereof provided such rules and by-laws are not repugnant to the laws and constitution of this State.—

And all representations at any meeting of said Corporation shall be proved in writing, signed by the person said to be represented, which shall be filed by the Clerk, who shall be elected by said proprietors; and this act and all rules and by-laws, regulations and proceedings of said corporation, shall be fairly and truly recorded by the said Clerk in a book or books to be provided and kept for that purpose—

Sect^t 3 And be it further enacted, that the proprietors aforesaid, be and they hereby authorized and permitted to cut a canal and lock all the falls between the waters of the Winnipissiokee Lake in the County of Strafford and that branch of Piscataqua called Cochecho River below the landing, so called, in Dover, in such rout and direction, as in the best of their judgment shall be most elligible for the aforesaid purpose.—

Sect. 4 And be it further enacted, that the proprietors aforesaid be, and they hereby are authorized to purchase any lands contiguous to said canal, and hold the same in fee simple; and any share or shares of any individual may be transferred by deed duly executed acknowledged and recorded by the Clerk of said proprietors on their records.—

Sect 5 And be it further enacted, that if the said proprietors, and owners of land thro' and upon which said canal may be cut and said locks and slips may be constructed, shall disagree on the compensation to be made for the land necessary to be appropriated for that purpose, and shall not agree in appointing persons to ascertain such compensations, the Justices of the Court of common Pleas, for the County of Strafford, if not interested, and if interested, the Justices of the Superior Court of Judicature, upon the application of the said proprietors, or the owners of the lands, reasonable notice of such application having been first given to the adverse party, shall appoint a Committee who shall ascertain the same, in the same way that compensation is made to the owners of lands for highways, as usually laid out—

Provided nevertheless, that it shall not be lawful for said proprietors to open said canal, and erect locks and slips as, aforesaid, until the damages which may be done to the owner or owners of land, thro' and over which the same is to be opened and erected is ascertained, and actually paid, or tender thereof made—

Sect 6 And be it further enacted, That for the purpose of reimbursing, the proprietors aforesaid for cutting said canal and locking the same a toll be and hereby is granted, for all goods, wares, merchandize, and lumber that may be transported, thro' said canal from the waters of Winipissiokee Lake to that branch of the Piscataqua, called Cochecho River, below the Landing so called, in Dover, and also from said Cochecho River to the aforesaid Winnipissiokee Lake and for any intermediate distance, between the aforesaid lake and River at such rates as may be established by the Superior Court on application to them by the proprietors afore-

said after the said canal or any part thereof shall have been made navigable.—

Sect 7 And be it further enacted, that for the collection of the toll established as aforesaid, as well as for the purpose of assisting in the conducting of boats, lumber &c. thro the several locks and Slips pertaining to said canal, there shall constantly be in readiness at said locks and slips, or such of them as shall be necessary, a proper person, or persons, who shall always attend his, or their duty therein, during the season in which said canal shall be in use.—

Provided that if said work shall not have been commenced, and the sum of ten thousand dollars actually expended thereon within four years from the passing hereof, then this act and every part thereof shall be void—And Provided also that if said canal is not finished, or so far compleated, as to convey and reconvey any and every article, proper to be transported, thro the same, within twelve years from the passing of this Act, the same shall be considered void.—

Sect 8. And be it further enacted, That Elijah Hall, Charles Cutts and John Goddard, or either two of them may call the first meeting of said corporation, by publishing the same in the New Hampshire Gazette, printed at Portsmouth, three weeks successively, the last publication to be eight weeks prior to said day of meeting—

Sect 9. And be it further enacted, That this Act shall be and hereby is declared to be a public law and as such shall be given in evidence in all cases whatever—

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE SOCIAL LIBRARY IN NEWINGTON PASSED JUNE ONE THOUSAND EIGHT HUNDRED AND SEVEN

[Approved June 18, 1811. Original Acts, vol. 21, p. 26; recorded Acts, vol. 19, p. 39. The act referred to is dated June 10, 1807, Laws of New Hampshire, vol. 7, p. 554.]

Whereas a Petetion has been Presented by the proprietors of the social Library in Newington—Representing that they have Lost their charter of Calling futer meetings and Praying to have some Person authorised to call a meeting of the Proprietors which Prayer appearing Reasonable

Therefore

Be it enacted by the Senate and House of Representatives in the General Court convened that Thomas Pickering J^r and John

Fabyan or Either of them are hereby authorised and empowered to call a meeting of the Proprietors to be Holden at some suitable place in Newington by Posting up a notification for that purpose in Some publick place in said Newington at Least fifteen days Prior to said meeting

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT, TO SUSPEND THE OPERATION OF AN ACT, MADE AND PASSED FEBRUARY, 28TH, 1794, ENTITLED "AN ACT ESTABLISHING A ROAD LAID OUT FROM HALE'S BRIDGE (SO CALLED) IN THE COUNTY OF CHESHIRE, TO CHESTER, IN THE COUNTY OF ROCKINGHAM.—"

[Approved June 18, 1811. Original Acts, vol. 21, p. 27; recorded Acts, vol. 19, p. 41. Session Laws, 1811, p. 12. The date of the act referred to in the title should be February 22, 1794, Laws of New Hampshire, vol. 6, p. 159. See repealing act of June 17, 1812, *post.*]

Whereas, said road has been laid out more than seventeen years, and the public have never found it necessary to open the same;— And whereas the reasons do not now exist, wherefore said road should be opened, which existed when said road was first laid out;— And whereas the Town of Goffstown may suffer great inconvenience and cost without any public utility, by the operation of said Act,—Therefore,—

Be it enacted by the Senate and House of Representatives in General Court convened, That the operation of all and every part of said Act, as it respects the Town of Goffstown, be, and hereby is suspended, for the term of one year, from the last Wednesday of June—AD. 1811.—

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE PROPRIETORS OF THE BLODGETS CANAL, TO SURVEY & LAY OUT AND APPROPRIATE TO THE USE OF SAID CANAL, CERTAIN LANDS & EMPOWERING A COMMITTEE TO APPRAISE THE SAME.

[Approved June 19, 1811. Original Acts, vol. 21, p. 28; recorded Acts, vol. 19, p. 42. See act of December 24, 1798, Laws of New Hampshire, vol. 6, p. 524; also act of June 19, 1813, *post.*]

Whereas the proprietors of said Canal have petitioned the General Court setting forth among other things that a part of the land through which said Canal passes. is now owned by individuals, and

which they are unable to obtain by purchase, and praying the aid of the Legislature in the premises— Therefore

Be it enacted by the senate and house of Representatives in General Court convened that said proprietors be, and they are hereby empowered, to survey, lay out and appropriate, for the purposes of said Canal, such tracts or parcels of land, not more than six rods in width and which are not already owned by said Corporation, as may be necessary for their convenience and accomidation

And be it further enacted that Robert Means, Ebenezer Edwards and Silas Betton Esquires be and hereby are appointed a Committee to appraize the damage that may be done to the owners of land taken by said Corporation for the purposes aforesaid, whose decision, or the decision of the majority of them, thereon shall be final and conclusive between the said parties. Provided said Committee shall previously notify the owners of the land through which said Canal does now or may hereafter pass, of the time and place of making said appraisement.

And be it further enacted, that said Corporation shall not be considered as deriving any title to the lands taken as aforesaid, by virtue of his act, until they shall have paid, or tendered to the owners of the lands respectively, the damages awarded them by said Committee.

And be it further enacted, that said committee take all the circumstances into consideration; and that the expences of said appraisement shall be defrayed by the proprietors of said Canal—

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THOMAS SENTER AND OTHERS INTO A RELIGIOUS SOCIETY, TO BE CALLED AND KNOWN BY THE NAME OF THE FIRST BAPTIST SOCIETY IN NOTTINGHAM WEST.

[Approved June 19, 1811. Original Acts, vol. 21, p. 29; recorded Acts, vol. 19, p. 44.]

Whereas a petition has been preferred to the General Court by a number of the Inhabitants of Nottingham West, praying that they may be incorporated and known by the name of the First Baptist Society in Nottingham West; which prayer appearing reasonable— Therefore—

Be it enacted by the Senate and House of Representatives, in General Court convened, That Thomas Senter, Moses Greeley, Robert Douglass, Sampson Kidder, Jonathan March, Noah Robinson, Joseph Winn, Joseph Blodget, Moses Hadley, Daniel F. Twist, John Atwood, Richard Marshall and David Robertson, with

such others as may be admitted members hereafter, be, and they hereby are, made a body corporate & politic, with continuance and succession forever, to be called and known by the name of The First Baptist Society in Nottingham West, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges which, by law, are incident to corporations of a similar nature.

And be it further enacted, that said Society shall be, and they hereby are authorized to raise such sum or sums of money, as they shall judge necessary from time to time, for the purpose of building and keeping in repair a house or houses for public worship, and for the support and maintenance of a public teacher of religion and piety: and to choose all proper officers for transacting and managing the concerns of said society, and to make *by-laws* for regulating the same; provided they are not repugnant to the constitution and laws of this State.—

And be it further enacted, that said Society shall annually meet in said Nottingham West, on the first Monday of March, for the purposes aforesaid, and for choosing all proper officers for transacting the business of said Corporation, as aforesaid, who shall be sworn to the faithful discharge of their duty; and all meetings of said Corporation, in future, shall be notified and warned by the Clerk of the same, who shall cause a notification, setting forth the business to be transacted at said meeting, to be posted up at such place as said Society shall direct, fifteen days prior to said meeting.—

And be it further enacted, that said Society may hold real estate, in said Nottingham West, to the value of five Thousand dollars, and receive subscriptions, grants and donations of personal estate to the value of Three Thousand dollars—

And be it further enacted, That Thomas Senter and Moses Greeley, or either of them, shall warn the first meeting of said Society, and preside at the same, until a moderator be chosen; which meeting shall be warned by posting up a notification, setting forth, specially, all matters and things to be acted upon in said meeting, at two public places in said town of Nottingham West, fifteen days before the day of holding said meeting.—

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF THE PENNIMAN ACADEMY IN WASHINGTON.

[Approved June 19, 1811. Original Acts, vol. 21, p. 30; recorded Acts, vol. 19, p. 47.]

Be it enacted by the Senate and house of Representatives in General Court convened, that Thomas Penniman, Jonathan Clark, Ward Sampson, Harry Train, Payton Richards, Abraham B. Story, John Piper, Henry Willard, Luther Millen, David Farnsworth, Reuben Farnsworth, and David Heald, with their Associates and Successors, be and they hereby are, incorporated into a Company by the name of the Proprietors of the Penniman Academy in Washington, with succession and continuance forever; and in that name may sue and prosecute, and be sued and prosecuted to final Judgment and Execution; and a common Seal may keep, and the same may alter, break and renew; and they are hereby vested with all the powers and privileges incident to corporations of a similar nature.

And be it further enacted, that the said Corporation be, and it hereby is, authorised to hold by purchase, grant, or donation, Estate real or personal, to the amount of Twenty Thousand Dollars, for the sole pupose of instruction and improvement in Academic literature, piety and morality.

And be it further enacted, that all grants and donations, made to said Corporation, and accepted by the Trustees thereof, shall be used, or disposed of, according to the condition, order, or direction, contained in the grant or donation.

And be it further enacted, that the said Corporation shall, at its first meeting, choose by ballot, a Clerk who shall be sworn to the faithful discharge of his office; and shall in like manner choose a Treasurer, and Five Trustees, and shall agree on a method of calling future meetings; and may at that or any subquent meeting, make and establish, such rules, regulations, and by-laws as may be necessary or convenient for the regulation & goverment of said Corporation, and may annex penalties of fine or disfranchisement to the breach thereof, and cause the same to be executed and enforced, provided the same are not contrary to the laws of this State.

And be it further enacted, that the Trustees shall have the power of visiting and inspecting the said Academy, and of prescribing and regulating its police, and of procuring a library and aparatus for its use, and of engaging and discharging the Preceptor and other Instructors, and of admiting, dismissing, suspending and expeling

the Students; and shall have the care and management of the buildings and all other property belonging to the said corporation; and shall annually render an Account to said corporation for all its property which they shall have received.

And be it further enacted, that the said Corporation shall hold a meeting on the First Monday of March annually, at which meeting it shall choose, by ballot, its Clerk, Treasurer, and Trustees; and all intermediate vacancies in said offices shall be filled up by the Trustees, till the next annual meeting.

And be it further enacted, that each proprietor shall have one vote, and no person shall be admitted a member of the corporation without the consent of Two thirds of the proprietors.

And be it further enacted, that Ward Sampson and David Heald, or either of them, may call the first meeting of said proprietors by posting up notifications of the time and place of meeting, with the articles to be acted upon, at Two public places in said Washington, Fifteen days previous to the day of meeting; and the said proprietors may, at any meeting duly warned for that purpose, alter the time of holding their annual meetings; and in case it shall ever happen that the annual meeting has not been duly holden, then either of the proprietors may call a meeting of said Corporation for the choice of officers, by posting up notifications as afore-said.

And be it further enacted, that this Act and the by-laws, and all the doings of said Corporation, shall be recorded by the Clerk thereof in a book to be kept for that purpose.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT AUTHORIZING MOSES WHEATON, JUNIOR, TO ASSUME AND BEAR THE NAME OF MOSES BALLOU WHEATON.

[Approved June 19, 1811. Original Acts, vol. 21, p. 31; recorded Acts, vol. 19, p. 51.]

Be it enacted by the Senate and House of Representatives in General Court convened that Moses Wheaton, Junior, of Richmond in the County of Cheshire in said State, be, and hereby is authorized and empowered to assume and bear the name of Moses Ballou Wheaton, and by that name forever hereafter to be called and known in all legal proceedings and matters whatsoever.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT TO ALTER THE TIME OF HOLDING THE ANNUAL MEETING OF
 THE PROPRIETORS OF THE SOCIAL LIBRARY IN KINGSTOWN

[Approved June 19, 1811. Original Acts, vol. 21, p. 32; recorded Acts, vol. 19, p. 52. See acts of June 17, 1801, Laws of New Hampshire, vol. 7, p. 40, and June 12, 1802, id., p. 62.]

Be it enacted by the Senate and House of Representatives in General Court convened that the time of holding the annual Meeting of the Proprietors of the Social Library in Kingston shall forever hereafter be holden on the first Monday of November, any thing in the Act of their incorporation to the contrary notwithstanding.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
 BROOKFIELD SOCIAL LIBRARY

[Approved June 19, 1811. Original Acts, vol. 21, p. 33; recorded Acts, vol. 19, p. 53. See amendment to this act, dated July 2, 1833, id., vol. 30, p. 56.]

Be it enacted by the Senate and House of Representatives in General Court Convened, that Charles Stanton & his associates proprietors of said Library and all such as may hereafter become Proprietors of the same, be and they hereby are incorporated into a body politic by the name of The Brookfield Social Library with continuation & succession forever and in that name may sue and be sued in all personal actions and prosecute & defend the same to final Judgment & execution, & they are hereby vested with all the powers and privileges incident to Corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four Dollars for each offence to be recovered by said Proprietors in an action of Debt in any Court proper to try the same. And said Corporation may purchase and receive subscriptions, grants & donations of personal estate not exceeding the sum of one thousand Dollars including the Books in said Library for the purpose of this association

And be it further enacted that said Proprietors be and they hereby are authorised to assemble on the first Monday—of September annually for the purpose of choosing all such officers as may be found necessary for the orderly conducting the affairs of

said Corporation who shall continue in office untill others are chosen in their room. And said Corporation may assemble as often as may be found necessary for filling up any vacancies which may happen in said Offices and for transacting all such business as may be found necessary for the benefit of said corporation and said Corporation shall have power at their annual Meeting, to vote & raise such sums of money as may be found necessary for the annual & other expences and for enlarging & preserving said Library and may make & enact such rules & bye laws for the government of said Corporation as may from time to time by them be found necessary, provided the same be not repugnant to the Constitution and Laws of this State. And the notice for any meeting of said Corporation shall be by posting up a notification in some public place in said Brookfield at least fourteen days prior to said day of Meeting expressing the time & place & design of said Meeting. And said Charles Stanton is hereby authorised and empowered to call the first meeting of said Corporation at such time & place as he shall appoint by posting up a notification as aforesaid, and said proprietors may agree at said meeting on the manner of calling future Meetings, and shall have all the power to make rules & bye laws & choose all such officers as they may or can do at their annual or other meetings

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE JUSTICES OF THE COURTS OF COMMON
 PLEAS TO LIQUIDATE CERTAIN ACCOUNTS THEREIN MENTIONED.

[Approved June 19, 1811. Original Acts, vol. 21, p. 34; recorded Acts, vol. 19, p. 56. Session Laws, 1811, p. 14. Laws, 1815 ed., p. 361. See act of June 27, 1817, *post.*]

Whereas it appears that there are several accounts in favor of sundry towns in this state for the support of State paupers prior to the first day of October in the year of our Lord eighteen hundred and nine which remain unliquidated

Therefore

Be it enacted by the Senate and House of Representatives in General court convened that the Justices of the courts of Common Pleas in the several counties in this state be and they hereby are authorised & impowered to receive, examine and allow all accounts that may exist in favor of any town for the support & maintenance of state paupers prior to the first day of October aforesaid, and to certify the same to the Governor and council who are hereby empowered to draw orders on the State Treasurer for the same—

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT FOR RAISING THIRTY THOUSAND DOLLARS FOR THE USE OF THIS STATE.

[Approved June 19, 1811. Original Acts, vol. 21, p. 35; recorded Acts, vol. 19, p. 57. Session Laws, 1811, p. 25.]

Be it enacted, by the Senate and House of Representatives in General Court convened, that there be raised, in the year one thousand, eight hundred and twelve, for the use of this State, the sum of thirty thousand dollars; which sum shall be assessed, collected and paid into the Treasury, on or before the thirtieth day of November, one thousand, eight hundred and twelve;—which sum is appropriated for discharging the debts due from this State, and for the support of Government.

And be it further enacted, that the Treasurer be, and he hereby is directed seasonably to issue his warrants to the Selectmen or Assessors of the several Towns, Parishes and districts within this State, agreeably to the last proportion act, for assessing and collecting the aforesaid sum of thirty thousand dollars; and the Selectmen and assessors, of the several towns, parishes, & districts aforesaid, are hereby respectively required to assess and levy the same according to law, and cause the same to be paid into the Treasury of this State on or before the thirtieth day of November, one thousand, eight hundred and twelve, and the Treasurer shall issue extents for all taxes which shall then remain unpaid.

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME AND STYLE OF THE GRAFTON AND DANBURY UNION LIBRARY.

[Approved June 19, 1811. Original Acts, vol. 21, p. 36; recorded Acts, vol. 19, p. 58.]

Section 1st Be it enacted by the Senate and house of Representatives in General Court convened that Solomon Sayles, Russell K. Mason, Isaac Proctor, Levi Flanders Jun^r, Samuel Stuart and Elijah Blasdell and their associates, proprietors of said Library and all such as may hereafter become proprietors of the same be and they are hereby incorporated into a body politic and corporate by the style and name of the proprietors of the Grafton and Danbury Union Library with continuation and succession forever: and

by that name may sue and be sued, may plead and be impleaded in all actions personal, and may prosecute and defend the same to final Judgement and execution.—And they are hereby vested with all the powers and previledges, incident to corporations of a similar nature. And may enjoin penalties of disfranchisement or fine not exceeding five dollars; to be recovered by said sosisety in an action of debt to their use in any Court proper to try the same—And they may make purchase and receive, subscriptions, grants and donations of personal estate, not exceding one thousand dollars for the purpose and use of their association.

Section 2. And be it further enacted; that said sosisety be and they hereby are authorised to assemble at Grafton or Danbury on the last Wednesday of October annually, to elect such Officers as may be found necessary for the orderly conducting the affairs of said Corporation, which shall continue in Office untill others are chosen in their room—And said corporation may assemble as often as may be found necessary for filling up of any vacancies which may happen in said Officies, and for transacting all other business excepting the rasing of monies which shall always be done at their Annual meetings and at no other time, at which time, they shall vote and assess all monies necessary for defraying the annual expence of preserving and enlarging said Library. And said corporation shall have power to make such rules and By Laws for the goverment of said sosisety as may from time to time by them be found necessary; provided the same be not repugnant to the Constitution and Laws of this state.

Section 3rd And be it further enacted that Isaac Proctor and Samuel Stuart or either of them, are hereby authorised and impowered to call the first meeting of said propriators at such time and place as they may appoint by posting up notifications for that purpose at some public place in said Grafton and Danbury at least fifteen days, prior to said meeting—and the said propriators at said meeting shall have the same power to elect Officers and make By Laws, as by this act they have in their annual meeting

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
NEW HAMPSHIRE MINERAL COMPANY.—

[Approved June 19, 1811. Original Acts, vol. 21, p. 37; recorded Acts, vol. 19, p. 61.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Leonard Comings, Daniel Jackson, Joseph Taylor, junior, Ebenezer Comings, John Johnson, and their

associates and successors, be, and they hereby are constituted and made a body politic and corporate by the name of The New Hampshire Mineral Company; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and shall be, and hereby are vested with all the powers and privileges which by law are incident to corporations of a similar nature.—

And be it further enacted, That the Said Leonard Comings and Daniel Jackson, or either of them, may call the first meeting of said Company by posting up notifications for that purpose in at least two public places in the town of Cornish at least fourteen days prior to said meeting, at which shall be chosen a Clerk who shall be sworn to the faithful discharge of the duties of said office; and at the same, or at any subsequent meeting called for that purpose, may agree on a method of calling future meetings; may choose all necessary officers; make and establish rules and by laws for the regulation and government of said Company; may cause the same to be executed and annex penalties to the breach thereof not exceeding ten dollars for any one offence, provided such rules and by-laws be not repugnant to the constitution and laws of this State—Each member present or represented at any meeting, shall be entitled to as many votes as such member holds shares in the capital stock of said Company, provided the same does not exceed one third of the whole number of votes: and all representations shall be in writing signed by the person said to be represented, and lodged with the Clerk.—

And be it further enacted, That the capital stock of said Company shall be divided into one hundred shares, and may consist of a sum not exceeding forty thousand dollars; of which sum ten thousand dollars may be vested in real estate which said Company are empowered to purchase and hold in fee simple; and the residue of said capital stock may be employed and used in such manner as said Company may think proper in searching and digging for ores, fossils and mineral substances, and in analyzing them, and in erecting suitable buildings and machinery for facilitating the various operations in mineralogy.

And be it further enacted, That it shall be the duty of the Clerk to record this act, all rules, by-laws and proceedings of said Company; and when required, and upon tender of such fees therefor as Registers of Deeds are entitled to receive for similar services, shall give certified copies thereof.

And be it further enacted, That the shares in said Company shall be transferred by deed duly executed and recorded by the Clerk, and shall be liable for and may be sold at auction for the non-payment of assessments duly made, in such manner, and after such notice as said Company in their by-laws may direct.—

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF THE TOWN OF COCKBURN IN THE COUNTY OF COOS IN SAID STATE TO THE NAME OF COLUMBIA.

[Approved June 19, 1811. Original Acts, vol. 21, p. 38; recorded Acts, vol. 19, p. 64. Session Laws, 1811, p. 13.]

Whereas the inhabitants of the town of Cockburn in the County of Coos have petitioned the Legislature to have the name of said town altered to that of Columbia;—therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that the said town of Cockburn shall forever hereafter be known and called by the name of Columbia any law, usage or custom to the contrary notwithstanding.—

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE WESTERLY RELIGIOUS SOCIETY IN BOSCAWEN—

[Approved June 19, 1811. Original Acts, vol. 21, p. 39; recorded Acts, vol. 19, p. 65. By the act of July 3, 1868, Session Laws, 1868, Chap. 109, the name of this society was changed to "The First Congregational Society in Webster."]

Be it enacted, by the Senate and house of Representatives in General Court convened, that Eliphalet Kilburn, Jonathan Thurston, Parker Pillsbury, Joseph Knowlton, George Jackman 3^d, Moses Gerrish, Ezekiel Morse, Thomas Coffin, John Plumer, Nathaniel H. Couch, Robert Patterson, and others their Associates and all such as may hereafter associate with them, be and they are hereby incorporated into a body corporate and politic, by the name of the Westerly Religious Society in Boscawen, and by that name, may sue and be sued, may plead and be impleaded, and may prosecute and defend the same to final Judgment and Execution and are hereby invested with all the powers and privileges, incident to such corporations—

And be it further enacted, that the said Corporation are hereby authorized and empowered to raise such sum or sums of money as they shall Judge necessary for the support, or maintenance of a public teacher or teachers, of Piety religion and morality, and build or repair houses of public Worship, and to choose all proper Officers

for managing the concerns of said Society, and make rules and by-laws necessary for regulating the same; provided they are not repugnant to the Constitution and laws of this state

And be it further enacted, that said Society shall annually meet on the first Monday of March for the purpose of raising money for the purposes aforesaid and for choosing all proper officers for transacting the business of said Corporation, who shall be sworn to the faithful discharge of their duty, and all meetings of said Society shall in future be notified and warned by the Clerk of said Corporation, who shall cause a notification, setting forth the business to be transacted at said Meeting, to be posted up at such place or places, as said Corporation shall direct, fifteen days prior to said Meeting—

And be it further enacted—That Eliphalet Kilburn and Jonathan Thurston or either of them, shall warn and preside at the first Meeting of said Corporation till a Moderator shall be chosen, which meeting shall be warned by posting up a notification setting forth all matters and things to be acted upon in said Meeting, at the Westerly Meeting-house in said Boscawen, at least fifteen days before the holding of said Meeting, and at said first Meeting the said Society shall have the same power to choose officers, as they have by this act at their annual Meeting—Provided nevertheless, that any member of said Society, upon removing from the town of Boscawen aforesaid, shall cease to be a member of said society, signifying his intention of the same in writing to the Clerk of said Society, whose duty it shall be to record the same on the records of said Society—

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT AUTHORIZING SETH FOBES TO ASSUME AND BEAR THE NAME OF SETHUS B. FORBES.

[Approved June 19, 1811. Original Acts, vol. 21, p. 40; recorded Acts, vol. 19, p. 68.]

Be it enacted by the Senate and House of Representatives in General Court convened: That Seth Fobes of New-Chester in the County of Grafton and State aforesaid be and hereby is authorized and empower'd to assume and bear the name of Sethus B. Forbes (the B being an initial for Brewster) and his family to assume and bear the name of Forbes, and by that name forever hereafter to be called and known in all legal proceedings and matters whatever.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT, TO FACILITATE THE PASSING OF FISH IN PISCATAQUOG RIVER.—

[Approved June 20, 1811. Original Acts, vol. 21, p. 41; recorded Acts, vol. 19, p. 69. Session Laws, 1811, p. 19. Laws, 1815 ed., p. 448; id., 1830 ed., p. 247. See act of July 3, 1776, Laws of New Hampshire, vol. 4, p. 24. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Whereas there are several Mill Dams across the River Piscataquog which prevent the passing of Fish in said River;—

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, That all proprietors of Mill seats on the said River Piscataquog, between the confluence of the North and South branch thereof, and its entrance into the River Merrimac, shall keep open a passage-way, of one foot square, in some suitable part of their Mill Dams, to be adjudged by the Selectmen of the respective Towns where said mill seats may be, from the first day of May, to the last day of June, and from the first day of September, to the last day of October, annually—

And be it further enacted, That all Proprietors of Mill seats who shall refuse or neglect to make and keep open said passage-way as aforesaid, during the time aforesaid, shall be liable on complaint and conviction thereof, before any Justice of the Peace, to pay for each offence so committed, a fine, for the use of the poor of the Town where the offence may be committed, not exceeding twelve Dollars, nor less than six Dollars, at the discretion of the Court before which the same may be determined, and two Dollars a day, for each day the same may be neglected, and costs of prosecution, to any person who may sue for the same—

Provided, however, this Act shall not be in force until the first day of April, in the year of our Lord one Thousand eight hundred and twelve—

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED, "AN ACT TO ESTABLISH THE RATES AT WHICH POLLS AND RATEABLE ESTATES SHALL BE VALUED IN MAKING AND ASSESSING DIRECT TAXES."

[Approved June 20, 1811. Original Acts, vol. 21, p. 42; recorded Acts, vol. 19, p. 70. Session Laws, 1811, p. 15. The act referred to is dated December 19, 1803, Laws of New Hampshire, vol. 7, p. 187. See act of December 16, 1812, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, That hereafter, all public taxes shall be assessed on all jacks, mules, and carding machines, in the manner following, namely; Each jack that has been wintered three winters, to be valued at two dollars & fifty cents; mules that have been wintered four winters, at fifty cents; other mules that have been wintered three winters only, at thirty cents; other mules that have been wintered two winters only, at ten cents, each; reckoning the winter to begin the first day of December and to end the last day of March; and all carding machines to be estimated at one twelfth part of their net yearly income, after deducting repairs.

And be it further enacted, That an act in addition to the above mentioned act made and passed the 27th day of June 1809, be, and the same hereby is repealed.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE AND EMPOWER EZEKIEL MORRILL JR OF CANTERBURY IN THE COUNTY OF ROCKINGHAM, TO ASSUME AND USE THE NAME OF MARCELLUS MORRILL.

[Approved June 20, 1811. Original Acts, vol. 21, p. 43; recorded Acts, vol. 19, p. 71.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the said Ezekiel Morrill Jun^r be and hereby is authorised and empowered to assume and bear the name of Marcellus Morrill; and Shall by the name of Marcellus Morrill forever hereafter be known and called in all matters whatsoever:

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT MAKING A GRANT IN A CERTAIN CASE, TO JONATHAN WILLARD, LEWIS HOWE, FRANKLIN HOWE, AND EDWARD HOWE.

[Approved June 20, 1811. Original Acts, vol. 21, p. 44; recorded Acts, vol. 19, p. 72. Repealed by act of June 15, 1812, *post.*]

Whereas it has been made to appear to the Legislature, by the petition of Jonathan Willard and William Howe, that Roswell Howe Willard, late of Hinsdale, in said State, a natural son of Charlotte Willard, now dead, died at said Hinsdale, on the 29th day of June, in the year of our Lord, one thousand, eight hundred and ten, and left an estate, which, after discharging all claims against the same, and cost of administration, amounts to about one thousand dollars, which is now in the hands of Arad Hunt, Esq. who administered on said estate: that the said Roswell Howe Willard died intestate, and has not left any legal heirs, to claim or take said estate: And whereas it further appears as aforesaid, that the said Jonathan Willard was brother to the said Charlotte, deceased, and that the said William Howe, intermarried with Mary Phips Willard, a sister of the said Charlotte, deceased, by whom he had three children, Lewis, Franklin and Edward, and that the said Mary has since deceased; that the said Jonathan, and the said children of the said William Howe, are extremely poor and indigent, and that one of the said children is *non compos mentis*: And whereas the said Jonathan and William pray, that the said estate, left by the said Roswell Howe Willard, and now in the hands of the said Hunt, may be granted, the one moiety to the said Jonathan Willard, the other moiety to the said Lewis, Franklin and Edward, which prayer appearing reasonable and just.

Therefore,

Be it enacted by the Senate, and House of Representatives, in General Court convened, that all the estate aforesaid, which was of the said Roswell Howe Willard, deceased, and now in the hands of the said Hunt, administrator as aforesaid, be granted and paid over by the said Hunt, his Executors, or administrators, the one moiety to the said Jonathan Willard, and the other moiety to the said Lewis, Franklin and Edward, or their heirs, to each, one third part thereof, with the interest, as they may respectively arrive to the age of twenty one years; and in case of the death of the said Lewis, Franklin and Edward, or either of them, before he or they may arrive to the age of twenty one years, and without issue, the share or shares of such deceased shall be paid to the survivor or survivors, in manner aforesaid; and in case all the said children

of the said Mary, shall die before they or any of them shall arrive to the age of twenty one years, and without issue, then the said administrator, shall pay over the said moiety last mentioned, to the said Jonathan Willard, his heirs or assigns, with the interest: And the Judge of the probate of wills &c. within and for the county of Cheshire, on the settlement of the said Hunt's account of administration, is hereby authorized and directed to decree thereon accordingly.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
NEW-HAMPSHIRE COTTON AND WOOLEN FACTORY AT HILLS-
BOROUGH

[Approved June 20, 1811. Original Acts, vol. 21, p. 45; recorded Acts, vol. 19, p. 75. See additional acts of June 24, 1817, *post*, and July 3, 1822, recorded Acts, vol. 22, p. 259.]

Be it Anacted by the Senate and house of Representatives in General Court. convened, that Timothy Wyman George Little, George Dascomb, and there Associates, and Successors be, and they hereby are Incorporate into a body Politic forever., by the Name of the Newhampshire Cotton and Woolen Factory, at Hillsborough, and In that Name may Sue, and be Sued, Prosecute, and be Prosecuted To final Judgment and Execution, and Do and Suffer all other Acts Incident to Corporations of a Similar nature.

And be it further Anacted that Timothy Wyman, and George Little, or Either of them be, and they Hearby are Impowered To Call the first Meeting of the Company By advertising the Same in the Newhampshire Patriot Printed in Concord at Least fourteen Days Previous to Said Meeting at which Meeting the Said Timothy Wyman or George Little shall Preside as moderator untill another is Chosen, And at the same or any Future Meeting legally Notified May agree upon the Method of Calling Future Meetings, Elect all officers Necessary for the Corporation and May make such bye-laws and Regulations as may be deemed Expedient For the due Governmet of said Corporation, and May Cause the same to be executed Anex penalties for the breach Thereof Provided Such Laws and regulations Be Not Repugnant to the Laws and Constitution of said State

And be it Further Anacted that the said Company are hereby empowered to Raise as a Capital the Sum of Fifty Thousand Dollars, Ten thousand of which May be Expended in Purchasing Real estate and Errecting buildings for the use of the Company and the Residue may be Employed as the Company May think

Propper, In Purchasing raw Materials Building Machenery, and putting the same into operation for Spinning Cotton, and Woolen, Yarn., Weaving the Same Into Cloth and Hosiery and Colouring and Dressing the Same, And Twenty Thousand Dollars of the Capital so Employed shall be exempt from Taxation During the first five Years from the Time the mechenery is first put Into Operation.

And be it further Anacted that the Capital Stock of The Company shall be Divided into Shares of one hundred Dollars Each to be holden and Transfered by the Respective Members thereof as Personal Estate and the Company may enforse the payment of Assesments as soon as Sixty Shars are Subscribed for And Not before; Afterwards the Shars may be Incresad to One hundred but No Greater increase of Shares Shall be Made without the concent of three fourths of the Stockholders, and All assessments after the full sum of One hundred Dollars on Each share has been Paid shall be by Consent of three fourths of the Stockholders as aforesaid and Not Otherwise untill the Capital Stock Amounts to fifty Thousand Dollars—

And be it further Anacted that at any Legally Notified Meeting Each member of the Corporation Present or Represented Shall have a right to Vote according to the Number of shares he owns that is to Say for one Share one Vote for three Shares two Votes and one Vote More for Every two Additional Shares but no Member Shall be Entitled to more than Ten Votes, and All Representations shall be in Writing Signed by the Person Represented and to Be Recorded by the Clerk of Said Company

And be it Further Anacted that there Shall be A Clerk Appointed by said Company Who Shall at all times keep an Accurate Account of all Proceedings of the Company in a book or books To be kept by him for that Purpose and Shall Exhibit the Same and Give Certified Coppies of all the Records and Proceedings of the Corporation To any Person applying for the Same and shall be Allowed and paid by the Person so applying the Same fees as are by Law Allowed the Register of Deeds and Should the Clerk Unreasonably Delay or Refuse to Comply With this Article he shall forfeit and pay the Sum of Twenty Dollars for Every Such offence to any Person Suing for the Same in any Court of Compatant Jurisdiction

And be it Further Anacted that When Execution Shall Issue on any Judgment recovered against said Corporation And the Same Shall be Returned Not Satisfied the Orignal Plaintiff in the Action Wherein the Said Execution was Awarded and Issued May sue out a Writ of Scire faces from the Court wherein the Judgment Was Entered on Which the Same Execution was awarded and Issued, against Such Person or Persons as are or Ware Proprietors and Members of Said Corporation at the Time Such Judgment Was Rendered, and May have Execution against their Goods and Estate or against the Goods or Estate of any such Deceased Member of

Said Corporation in the hands of his or their Executors or Administrators With Additional Costs and Damages Provided Said Scire facis be Issued out Within one Year after Judgment is Rendered, Provided Also that Any Member having been Obligated to Satisfy any Execution as Aforesaid May have his Remedy against the Residue of the Stockholders by an Action in any Court of Competant Jurisdiction

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CONGREGATIONAL FUND ASSOCIATION IN SANDBORNTON—

[Approved June 20, 1811. Original Acts, vol. 21, p. 46; recorded Acts, vol. 19, p. 79.]

Sect. 1st Be it enacted by the Senate and House of Representatives in General Court convened, that Samuel Lane, Abraham Bodwell, Nathan Taylor, Bradstreet Moody, Jeremiah Samborn J^r. Ebenezer Samborn, Joshua Lane, Joshua Lovejoy, Josiah Emery, Moses Emery, Jeremiah Samborn, Darborn Samborn, Benaiah Samborn, Andrew Lovejoy, Jonathan Perkins, Moses Clark, Reuben Philbrook, Joseph Philbrook, Chase T. Samborn, Thomas Taylor J^r, Simeon Moulton, John D. Samborn, Jonathan Samborn J^r, Ebenezer Samborn J^r, Jeremiah Samborn 3^d, Page Philbrook, Benjamin Philbrook, Joseph Leavitt, Tristiam Samborn, Jacob Tilton and Nathaniel Grant and their associates proprietors of said Fund and all such as may hereafter become proprietors of the same, be and they hereby are incorporated into a body politic by the name of the proprietors of the Congregational Fund association in Sandbornton with continuation and succession forever; and in that name may sue & be sued in all personal actions & prosecute & defend the same to final Judgment & Execution—And they hereby are vested with all privileges incident to Corporations of a similar nature—And may purchas and receive subscriptions, grants and donations of real & personal Estate not exceeding the sum of ten thousand dollars for the purpose of promoting the interest and design of the corporation—

Sect. 2^d And be it further enacted, that the anual Meeting of said corporation shall be holden at said Sandbornton on the third Thursday of January in each year, at which Meeting all the necessary officers shall be chosen by ballot, and such by-Laws passed as may be thought proper to effect the purpose for which the corporation is instituted provided they are not repugnant to the Laws and Constitution of this State—And the fund & the proceeds thereof shall always be appropriated and applied to the Support and main-

tenance of the Congregational Ministry in said Sandbornton agreeably to the intent and design of this act, in conformity to the by-Laws & regulations of the corporation—

Sect. 3^d And be it further enacted, that Samuel Lane & Nathan Taylor or either of them may call the first meeting of said proprietors by posting up notifications of the time and place of meeting with the articles to be acted upon, at two public places in said Town of Sandbornton fifteen days previous to the day of meeting; And in case it shall ever happen that the anual meeting has not been duly holden, then either of the proprietors may call a meeting of said corporation for the choise of officers by posting up notifications as aforesaid—

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT INCORPORATING ELIPHALET WOOD, JOHN KENNEY, ENOCH WOOD AND OTHERS BY THE NAME OF THE LOUDON MUSICAL SOCIETY

[Approved June 20, 1811. Original Acts, vol. 21, p. 47; recorded Acts, vol. 19, p. 81.]

Be it enacted by the Senate and House of Representatives in General Court convened That the said Eliphalet Wood, John Kenney and Enoch Wood and their Associates and all such as may hereafter become members of said Society be and they hereby are incorporated into a body politic by the name of the Loudon Musical Society to have continuance an succession forever and in that name may sue and be sued, may plead and be impleaded in all personal actions and may prosecute and defend the same to final Judgment and Execution, and they are hereby vested with all the powers and privileges incident to Corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding five Dollars for each offence to be recovered by said Society in an Action of debt to their use and benefit in any Court proper to try the same, and they may purchase and receive subscriptions, grants and donations of personal estate not exceeding one thousand Dollars for the purpose and use of said Society.

And be it further enacted that the Members of said Society be and they hereby are authorized and empowered to assemble at said Loudon on the first Tuesday of October annually to choose all such Officers as may be found necessary for the conducting the affairs of said Society who shall continue in Office until others are choosen in their room.

And be it further enacted the members of said Society may assemble as often any be found necessary for the filling up any

vacancies which may happen in said Offices, and for transacting all other business, excepting the raising of monies, which shall always be done at their annual meeting and at no other time, at which annual meeting they shall vote all necessary sums for defraying incidental expences of preserving the books and musical Instruments belonging to said Society and for enlarging the same; and the Members of said Society shall have power to make rules, regulations and by-laws for the government of their Society as may from time to time by them be found necessary, provided the same are not repugnant to the Constitution and Laws of this State.

And be it further enacted that the aforementioned Eliphalet Wood, John Kenney and Enoch Wood or either two of them are hereby authorized and empowered to call the first meeting of said Society at such time and place as they or either two of them may appoint by posting a notification for that purpose at some public place in said Loudon at least fifteen days prior to said meeting and the said associates at said meeting shall have the same power to elect Officers and make rules, regulations and by-laws as they have by this Act at their annual meeting.

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE DANIEL ABBOT AND OTHERS BY THE NAME OF THE THIRD PETERBOROUGH MANUFACTORY CORPORATION

[Approved June 20, 1811. Original Acts, vol. 21, p. 48; recorded Acts, vol. 19, p. 83. See act of June 14, 1814, *post.*]

Sec^t 1 Be it enacted by the Senate and house of Representatives in General Court convened that the said Daniel Abbot Benjamin Perry, Crawford Tyler and their associates successors and assigns shall be and they hereby are created a Corporation and body politic by the name and Stile of the third Peterborough Cotton Manufactory Corporation and by that name may sue and be sued plead or be impleaded answer or be answered unto defend and be defended to final Judgment and Execution and also may make have and use a Common seal and the same at pleasure break alter and renew

Sec^t 2 And be it further enacted that the said Corporation shall have power and hereby is authorised to carry on the Manufactory at Peterborough of Cotton and the business necessarily connected therewith and may erect any work or building necessary for the carrying on this useful Manufactory and the business connected therewith—

Sec^t 3 Be it further enacted that the said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and Convenient for establishing and Carrying on

said Manufactory and the business therewith Connected and the same may sell bargain and dispose of at pleasure Provided that such real estate shall not exceed ten Thousand dollars and such personal Estate shall not exceed in value the sum of twenty Thousand dollars

Sec^t 4 And be it further enacted that the persons above named or any two of them may by an advertisement in any public newspaper printed in the County of Hillsborough call a meeting of said Corporation to be holden in Peterborough at any suitable time and place after twenty days from the publication thereof and the members of said Corporation by the Vote of the Majority of those present or represented at said meeting (in all cases allowing a vote to a single share) shall Choose a Clerk who shall be sworn by a Justice of the peace for the County of Hillsborough to the faithful performance of his duty, and a Treasurer and such other officers as may appear necessary and shall agree on the manner of calling future meetings and may make and establish any rules and by laws for regulating said Corporation and the same rules and regulations may cause to be kept and executed or for the breach thereof may enjoin penalties not exceeding ten dollars for any breach thereof Provided such rules are not repugnant to the Laws and Constitution of this State and all agents or proxies at any meeting shall be authorised in writing signed by the person by whom they are appointed and recorded by the Clerk provided no member of the Corporation shall be allowed more than eight Votes

Sec^t 5 and be it further enacted that any share may be transferred by the proprietor thereof by a deed under the hand and seal of him or them acknowledged before some Justice of the Peace and recorded by the Clerk any such purchaser named in such deed so recorded shall on producing the same to the Treasurer and delivering up to him the former Certificate be entitled to a new certificate Certifying the property in such share to be in such purchaser.

Sec^t 6 And be it further enacted that when any member of said Corporation shall neglect or refuse to pay any assessment (duly voted) to the treasurer within thirty days after the time sat for the payment thereof the Treasurer of said Corporation is hereby authorised to sell at Public Vendue the share or shares of such delinquent as may be sufficient to pay such assessments and necessary charges after duly notifying in a newspaper printed in the County of Hillsborough the sums due on each share and the time and place of sale at least thirty days previous to the time of sale and such sale shall be a sufficient transfer of such share or shares and by the Clerk recorded in the said purchasers name and the overpluss if any there be shall be paid by the Treasurer to the person whose share or shares were sold.

Sec^t 7. And be it further enacted that when execution shall issue on any Judgment recovered against said Corporation and the same

shall be returned not satisfied the original plaintiff in the Action wherein the said execution was awarded and Issued may sue out a writ of Scirefacies from the Court wherein the Judgment was entered on which the same execution was awarded against such person or persons as are or were proprietors of said Corporation at the time such Judgment was rendered and may have execution against the Goods and Estate of any deceased member of said Corporation in the hands his or their executors or administrators with additional Cost and damage—

Sec^t 8 And be it further enacted that this act shall be deemed and taken to be a public act and as such may be declared upon and given in evidence in any Court of law without specially pleading the same Provided the Legislature may from time to time on due notice to said Corporation make further regulations for the government of said Corporation, or wholly repeal this act

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT TO PREVENT THE DESTRUCTION OF SALMON, SHAD AND ALWIVES IN MERIMACK RIVER AND THE SEVERAL STREAMS FALLING INTO THE SAME, AND FOR REPEALING CERTAIN LAWS HERETOFORE MADE FOR THAT PURPOSE—

[Approved June 20, 1811. Original Acts, vol. 21, p. 49; recorded Acts, vol. 19, p. 87. Session Laws, 1811, p. 20. Laws, 1815 ed., p. 444; id., 1830 ed., p. 242. This act repeals the acts of June 18, 1790, Laws of New Hampshire, vol. 5, p. 527; January 12, 1795, id., vol. 6, p. 221; December 20, 1797, id., p. 476; December 27, 1798, id., p. 544; and December 9, 1800, id., p. 663. See additional acts of June 23, 1818, *post*; December 16, 1820, *post*; July 2, 1823, Laws, 1830 ed., p. 246; and June 20, 1827, id., p. 247. This act is partly repealed by the acts of June 29, 1819, and July 1, 1819, *post*; and June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See revised Statutes (1842), Chap. 230.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened that no person after the passing of this Act shall catch, kill or destroy any Salmon, Shad, or Alwives in any part of Merimack, Pemeggewassett, or Winnipissiogee Rivers within this State, or any of the waters falling thereinto at any time from sun rising on any thursday to sun rising on any Monday next following on penalty of forfeiting for each fish so caught killed or destroyed the sum of five dollars—

Section 2^d And be it further enacted that if any person or persons shall within the time inhibited by this Act set, use, continue in or upon any of the waters aforesaid any seine, net, pot or other implement used for catching or distroying said fish such person or persons shall for each offence forfeit and pay the sum of thirteen

dollars, and it shall and may be lawfull for any person to take, remove, destroy, or carry away any Seine, net, or implement so found in or upon the waters aforesaid and convert the same to his own use, or may sue for and recover the same in any Court proper to try the same —

Section 3^d And be it further enacted that no person shall at any time or on any day catch, kill, or distroy any Salmon, shad or Alewives within five rods of any Mill dam or any sluice way in either of the said Rivers or any stream falling thereinto, or on the lower falls of Nashua River or within *fifteen* rods of the mouth of any of the streams falling into the said Merimack (excepting the River Piscataquag) on penalty of forfeiting the sum of five dollars for each fish so caught, killed or destroyed.—

Section 4th And be it further enacted that no person from the first day of May to the last day of October annually shall erect, build or continue any mill dam ware, or other obstruction, upon or across the said Rivers Merimac, Pemigewasset or Winnipisiogee or any of the streams falling into the same, where the aforesaid fish usually pass or heretofore have passed except as is herein after excepted, so as thereby to prevent the free passage of said fish in said streams on penalty of forfeiting the sum of fifty dollars for every Mill dam or other obstruction so erected and also the sum of thirty dollars for continuing the same one week and in that proportion for a longer or shorter time, provided nevertheless that it shall and may be lawful for the owners or proprietors of mill seats upon Pemigewasset and Winnipissigee Rivers or any of the streams falling into the River Merimac to build dams across said Rivers and streams provided they keep open a sufficient passage way for the fish to be ascertained and accepted by the Selectmen of the two next adjacent towns from the tenth day of May to the twentieth day of June and from the twentieth day of August to the twentieth day of September annually—

Section 5th And be it further enacted that the proprietors of the paddy seine so called, and the proprietors of the pumpkin Seine so called have leave to draw their Seines in the customary way and manner that they have heretofore lawfully practiced, provided that they shall at no time have liberty to draw said seines nearer than two rods of the confluence of the waters of Naticook brook with Merimack River.—

Section 6th And be it further enacted that each town adjoining Merimack Pemigewasset, and Winnipisseogee Rivers or any Streams falling thereinto where Salmon, shad or Alwives do or have been heretofore known to frequent shall at their annual meeting choose some suitable persons as fish wardens not exceeding five nor less than three, whose duty it shall be to see that the laws for the preservation of fish on said Rivers and the streams falling into the same are duly observed: and if any person legally chosen by any

of said towns shall neglect or refuse after being lawfully notified of his appointment to take the oath prescribed by law for town Officers, or if he shall neglect to execute the duties of the Office, he shall forfeit and pay the sum of twenty dollars: provided however that no person shall be liable to serve more than once in four years—

Section 7th And be it further enacted that all forfeitures before-mentioned may be recovered in the County where the Offence is committed by an action of debt before any Justice of the peace or any Judicial Court competent to determine the same—and all prosecutions for any offences against this Act shall be commenced within sixty days from the time the Offence is committed, if made by any person who is not a fish warden, and notice thereof shall be given in writing to the town Clerk where the offence is committed at the commencement thereof; but if by a fish warden, it shall be commenced within six Months and not afterwards, and all forfeitures arising under this Act shall one moiety thereof go to the town where the offence is committed and the other moiety to the person first complaining, provided always and be it further enacted, that all prosecutions commenced for offences against this Act committed on the River between the towns of Sandbornton and Northfield may be brought in either of the Counties adjoining the same, this or any other law or custom to the contrary notwithstanding—

Section 8th And be it further enacted that if any person or persons shall be found aiding or assisting in violating this Act, he or they shall be liable to the same penalty and forfeiture as persons are for catching and destroying fish as aforesaid

Section 9th And be it further enacted that an Act passed June 18th 1790 entitled “an Act to prevent the distruction of Salmon, Shad, and Alwives in Merimac River and for repealing all laws heretofore made for that purpose” and also an additional Act thereto made and passed January 12th 1795 and also one other additional Act thereto made and passed December 20th 1797 and also another Act made and passed December 9th 1800 entitled “an Act granting liberty to build dams across Winnipisiogee River under certain limitations” and also an Act giving Samuel Gibson and others leave to draw seines near Natticook Brook &c made and passed December 27th 1798 be and the same are hereby respectively repealed, provided that no action now pending by virtue of Said Acts shall be affected hereby—provided also that this Act shall not take effect untill the first day of January in the year of our Lord one thousand eight hundred and twelve—

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE LAST SELECTMEN OF THE CONGREGATIONAL SOCIETY IN HAMPTON TO CALL A MEETING OF SAID SOCIETY.

[Approved June 20, 1811. Original Acts, vol. 21, p. 50; recorded Acts, vol. 19, p. 92. See act of incorporation dated December 6, 1796. Laws of New Hampshire, vol. 6, p. 348; also act of June 28, 1841, Session Laws, June, 1841, Chap. 14.]

Whereas the last Selectmen of the said Society neglected to notify the last annual meeting of said Society agreeably to the act incorporating the same, Therefore

Be it enacted, by the Senate and House of Representatives in General Court convened, that said Selectmen be & hereby are empowered to warn a meeting of said Society, to be holden in said Hampton on the first Tuesday of March next, for the purpose of choosing the necessary officers and of transacting the business mentioned in their warrant, giving fifteen days notice of the time, place & purpose of holding said meeting; which meeting, warned and holden as aforesaid, shall be considered as the annual meeting of said Society.

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT AUTHORISING THOMAS W THOMPSON ADMINISTRATOR DE BONIS NON TO COMPLETE THE SALE OF REAL ESTATE COMMENCED UNDER A PRECEDING ADMINISTRATION.

[Approved June 20, 1811. Original Acts, vol. 21, p. 51; recorded Acts, vol. 19, p. 93.]

Whereas Thomas W Thompson of Concord hath petitioned the General Court setting forth that on the fifth day of June Anno Domini 1804 Martha Colby then of Andover in the county of Hillsborough widow was by the Judge of Probate for the county of Hillsborough appointed Administratrix of the estate of Nathan Colby then late of said Andover gentleman deceased, and gave bonds as the law directs; that afterwards the said estate was represented insolvent and the claims against the same were duly allowed and returned to the Judge of Probate aforesaid; and there being no personal estate the said Judge did on the fourth day of June Anno Domini 1805 grant to the said Administratrix licence to sell the

real estate of the said deceased to the amount of Four hundred dollars to pay the debts of the deceased; That on the fifteenth day of September Anno Domini 1807 the said Administratrix in pursuance of said licence sold said real estate for the sum of Two hundred and eighty dollars to one Ebenezer Eastman and received his obligation for the money, & delivered possession of the land to the said Eastman, who has been in the occupation thereof ever since: that soon after said sale & before the said administratrix had executed a deed of the land so sold to the said Eastman she married, and thereby ceased to be administratrix of said estate and thereby it is believed incapacitated herself to give a valid deed of the said land to the said Eastman, and praying for Legislative aid to complete said sale—The facts above set forth having been verified and the prayer appearing reasonable—

Therefore,

Be it enacted by the Senate & House of Representatives in General Court convened That the said Thomas W. Thompson administrator de bonis non belonging to the estate of the said Nathan Colby deceased be and he is hereby vested with the same power and authority to complete the sale, and execute a deed of the real estate of said deceased, commenced as aforesaid by Martha Colby Administratrix as aforesaid, as she by law possessed prior to her said marriage; and that the deed to be executed by the said Thompson in his said capacity shall have the same force & effect as if it had been executed by the said Administratrix prior to her said marriage—

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT MAKING FURTHER PROVISION FOR THE ADMINISTRATION OF JUSTICE."
PASSED DECEMBER 22, 1808.

[Approved June 21, 1811. Original Acts, vol. 21, p. 52; recorded Acts, vol. 19, p. 95. Session Laws, 1811, p. 15. Laws, 1815 ed., p. 83. See act referred to, Laws of New Hampshire, vol. 7, p. 775. See also act of June 27, 1816, *post.*]

Be it enacted, by the Senate and House of Representatives in General Court convened, That the Superior Court of Judicature be authorized and empowered to grant one review or new trial, in every case wherein they are vested with the power of granting the same by the act whereto this is an addition, provided an application for such review or new trial be made to the said Court within six years from the rendition of judgment, discontinuance or failure in the original suit, rendered or happening previous to December, twenty second, one thousand eight hundred and eight; or provided a

petition pursuant to any law existing at the time of the presentment thereof, had been entered and was pending in said Court, at the time of the passing of the act, to which this is an addition, and that such petition still continue pending in said Court, any thing in the said act, whereto this is an addition, to the contrary notwithstanding.

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO EXEMPT CERTAIN GOODS & CHATTELS OF DEBTORS FROM ATTACHMENT AND EXECUTION, APPROVED JUNE 16TH 1807.

[Approved June 21, 1811. Original Acts, vol. 21, p. 53; recorded Acts, vol. 19, p. 97. Session Laws, 1811, p. 16. Laws, 1815 ed., p. 159. See act referred to, Laws of New Hampshire, vol. 7, p. 583. See also act of January 3, 1829, Laws, 1830 ed., p. 476.]

Be it enacted by the Senate and House of Representatives in General Court convened, that, in addition to the goods & chattels named in the first section of said act, six sheep be exempted from attachment and execution, and their fleeces while in possession of the owner or owners of said sheep, in the same way & manner that said goods and chattels of debtors particularly mentioned in said section as aforesaid, are exempted from attachment and execution by said act—Provided nevertheless that this act shall not be in force until the first day January next.

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF MEREDITH COTTON AND WOOLEN FACTORY—

[Approved June 21, 1811. Original Acts, vol. 21, p. 54; recorded Acts, vol. 19, p. 98. By the act of June 19, 1828, id., vol. 25, p. 165, the name was changed to "Avery Factory Company." Two sections of this act are repealed by the act of June 23, 1832, id., vol. 29, p. 121.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, that Stephen Perley, Daniel Avery, Stephen Gale, John A Harper, Dudley Ladd, Isaac Ladd, Daniel Tucker, Daniel Kimball, John Smith, Josiah Lane, Horatio G Prescott and William Burleigh and their associates successors and assigns shall be and they hereby are erected a corporation and body politic by the name and style of the Proprietors of Meredith cotton and woollen factory, and by that name may sue and be sued,

plead and be impleaded, defend and be defended to final Judgment and execution and also may make, have and use a common seal, and the same at pleasure break, alter and renew.

Section 2^d And be it further enacted that the said Corporation shall have power and hereby is authorized to carry on the manufactory of cotton and woolen and the business necessarily connected therewith at Meredith, and may erect any work or buildings necessary for the carrying on said manufactory and the business connected therewith.—

Section 3^d Be it further enacted that the said corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying said manufactory and the business therewith connected into effect, and the same may sell, bargain and dispose of at pleasure, Provided the capital of which to consist of a sum not less than fifteen thousand dollars nor more than one hundred thousand dollars.

Section 4th And be it further enacted that the aforementioned Stephen Perley, Daniel Avery, and John A Harper or any two of them may call a meeting of said corporation to be holden in Meredith at some suitable time and place by posting the same in some public place in said Meredith, and also publishing the same in some Newspaper at least twenty days before the time of holding said meeting, and the members of said corporation by the vote of the majority of those present or represented at said meeting (in all cases allowing a vote to each single share) shall choose a Clerk who shall be sworn to the faithful discharge of his duty; and a Treasurer and such other officers as may appear necessary, and shall agree on the manner of calling future meetings, and may make and establish any rules and by-laws for regulating said corporation, and the same rules and by-laws may cause to be kept and executed and for the breach thereof, may enjoin penalties not exceeding ten dollars for any one breach thereof, provided such rules and by-laws are not repugnant to the laws and Constitution of this State, and all agents or proxies at any meeting shall be authorized in writing by the person whom they represent and are appointed and which shall be recorded by the Clerk, Provided however, that no member of the corporation his agent or proxy shall be allowed more than ten votes.—

Section 5th And be it further enacted that any share may be transferred by the proprietor thereof by a deed under the hand and seal of him or them acknowledged before a Justice of the Peace and recorded by the Clerk of said Corporation, and any purchaser named in such deed so recorded shall on producing said deed to the Treasurer and delivering up to him the former Certificate, be entitled to a new certificate certifying the property in such share to be in such purchaser.—

Section 6th And be it further enacted, that whenever any member of said corporation shall neglect or refuse to pay any assessment duly voted, to the Treasurer thereof within thirty days after

the time set for the payment of the same; the Treasurer of said Corporation is hereby authorized to sell at public auction the share or shares of such delinquent as may be sufficient to pay such assessment and necessary charges, and the time and place of holding said auction shall be posted up in some public place in said Meredith and published in some newspaper at least thirty days previous to the time of sale, in which notification shall be specified the share or shares to be sold and the sums due thereon, and such sale shall be a sufficient transfer of such share or shares, which transfer shall be recorded by the Clerk of said Corporation and the overplus money if any there be, shall be paid by the Treasurer to the person or persons whose share or shares were sold.—

Section 7th And be it further enacted that when execution shall issue on any Judgment recovered against said Corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said Execution was awarded and issued may sue out a writ of scire facias from the Court wherein the Judgment was entered, on which the same execution was awarded and issued against such person or persons as are or were proprietors of said Corporation at the time such Judgment was rendered, and may have Execution against the goods and estate or against the goods and estate of any deceased member of said Corporation in the hands of his or their Executors or Administrators with additional costs and damages.—

Section 8th And be it further enacted that this Act shall be deemed and taken to be a Public Act and as such may be declared upon and given in evidence in any Court of law without specially pleading the same, Provided the Legislature may from time to time on due notice to said Corporation make further regulations for the Government of said Corporation, or wholly repeal this act.—

Section 9th And be it further enacted that the said Corporation may hold for the term of five Years the sum of twenty thousand dollars, free from taxation—

[CHAPTER 49.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE MEREDITH BRIDGE RELIGIOUS SOCIETY.

[Approved June 21, 1811. Original Acts, vol. 21, p. 55; recorded Acts, vol. 19, p. 103.]

Sect 1. Be it enacted by the Senate & House of Representatives in General Court Convened that Stephen Perly Daniel Avery John A Harper, John Smith Jonathan Ladd, Simeon Taylor Dudley Ladd

Daniel Kimball, Daniel Tucker Horatio G. Prescott, Samuel H. Bean, John Burleigh, Josiah Rundlet, James Crockett Samuel Jewett & Jacob Jewett with such others as may hereafter be admitted into said Society, be and they hereby are made and erected into a Body politic and corporate to have continuance and succession forever, by the name of *Meredith Bridge Religious Society*, and by that name may sue & be sued, may plead and be impleaded and may prosecute and defend the same to final Judgment and execution—and they are hereby vested with the powers and privileges of Corporations of a similar nature

Sect 2 And be it further enacted that said Society be and they hereby are authorized and empowered to raise such sum or sums of money as they may judge necessary for the support or maintainance of a publick Teacher or Teachers of piety, Religion and morality, and to build and repair houses for publick worship, and to choose all proper officers for transacting and managing the concerns of said Society and to make By Laws for regulating the same.—

Sect 3 And be it further enacted that said Society Shall Annually meet on the first Tuesday in March, for the purpose of raising Money for the purposes aforesaid, and for choosing all proper Officers for transacting the business and concerns of said Corporation, who shall be sworn to the faithful discharge of their duty, and continue in Office untill others shall be chose & sworn in their Room—and all meetings of said Society, after the first, shall be notified or warned in such a manner as said Society shall at a Legal meeting direct.—

Sect 4 And be it further enacted that no person shall be considered as joining said Society unless he or she shall sign his or her name in the Book of records belonging to said Society, and any person who may be a member of said Society, shall be discharged therefrom by his or her giving notice thereof in writing to the Clerk of said Society & likewise to the Clerk of the Town in which such person may reside—Provided nevertheless, that all such persons who shall be discharged from said Society, shall be holden to pay their proportion of all debts which said Society shall owe in their corporate capacity, at the time of their leaving the same—

Sect. 5. And be it further enacted that Daniel Avery, and John A Harper, or either of them may call the first Meeting of said Society and either of them may preside at the same untill a Moderator shall be chosen which meeting shall be warned by posting notifications in Gilmanton and Meredith, specifying the subjects to be acted upon fifteen days prior to said meeting—At which meeting said Society may choose Offices and transact any such business as by this act may be done at the Annual meeting—

Sect. 6. And be it further enacted that said Society may purchase and hold real Estate, sufficient for the purposes for carrying their design into effect, provided the same shall not exceed three acres—

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT TO ENCOURAGE THE RAISING OF HEMP IN THIS STATE—

[Approved June 21, 1811. Original Acts, vol. 21, p. 56; recorded Acts, vol. 19, p. 106. Session Laws, 1811, p. 17. Laws 1815 ed., 416; id., 1830 ed., p. 211. See act of May 2, 1719, Laws of New Hampshire, vol. 2, p. 330, which was repealed June 20, 1792, id., vol. 6, p. 32. See also act of May 17, 1735, id., vol. 2, p. 541. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened That the Treasurer of this State be and hereby is authorized and directed to pay five dollars to each and every inhabitant of this State who shall in any one year hereafter raise clean and prepare fit for use five hundred pounds weight of good merchantable hemp and one dollar for each and every hundred pound weight over and above the quantity first mentioned on any lands lying within said State—And that a certificate signed by the Selectmen and Town Clerk of the town in which such hemp is raised, produced, and delivered to said Treasurer shall be deemed and considered evidence sufficient to entitle the person in whose favor it is, to receive said bounty—

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT ESTABLISHING THE SALARIES OF THE JUSTICES OF THE COURTS OF COMMON PLEAS.

[Approved June 21, 1811. Original Acts, vol. 21, p. 57; recorded Acts, vol. 19, p. 107. Session Laws, 1811, p. 33. Laws, 1815 ed., p. 84. See additional act of June 21, 1820, *post*. See also act of July 1, 1843, recorded Acts, vol. 36, p. 175.]

Be it enacted, by the Senate and House of Representatives in General Court convened, That the Justices of the Courts of Common Pleas in this State receive out of the respective County Treasuries the sums herein after mentioned as their respective salaries, towit each chief Justice of the said Courts in the Counties of Rockingham, Strafford, Hillsborough and Cheshire, the sum of two hundred dollars, each other Justice of said Courts in said counties, the sum of one hundred and eighty dollars; the Chief Justice of the Court of Common Pleas in the County of Grafton the sum of one hundred & eighty dollars, each other Justice of said Court in said last mentioned County the sum of one hundred and sixty dollars,

and that said sums be in full for their services as Justices of the Courts of Common Pleas to be paid in two equal payments semi-annually by the respective County Treasurers. And the sums received by the Clerks of said Courts by law payable to said Justices shall be paid to the respective County Treasurers, any law or usage to the contrary notwithstanding. Provided nevertheless, that no Justice shall receive for his salary a greater sum than his proportion of the sums received by the County Treasurer at the terms of the Courts at which he has attended as a Justice.

[CHAPTER 52.]

State of }
New Hampshire. }

AN ACT RESPECTING DOGS—

[Approved June 21, 1811. Original Acts, vol. 21, p. 58; recorded Acts, vol. 19, p. 109. Session Laws, 1811, p. 17. Laws, 1815 ed., p. 418; id., 1830 ed., p. 218. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the first day of September next, no person shall be liable by law, for killing in this state, any dog, which shall be found, not having around his neck, a Collar of brass, tin or leather, with the name of the owner or owners, carved or engraved thereon, and wearing the same at the time of killing as aforesaid—

[CHAPTER 53.]

State of }
New Hampshire. }

AN ACT TO FACILITATE THE PASSING OF FISH IN BABBOOSOOK BROOK—

[Approved June 21, 1811. Original Acts, vol 21, p. 59; recorded Acts, vol. 19, p. 110. Session Laws, 1811, p. 24. Laws, 1815 ed., p. 449; id., 1830 ed., p. 248. See act of June 21, 1819, *post*. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Whereas there are Several mill Dams across Babboosook brook which prevent the passing of Fish in Said Brook—

Therefore

Be it enacted by the Senate and House of Representatives in General Court Convened that all Proprietors of Mill Seats on Said Babboosook brook Between Babboosook Pond and the river Merrimac Shall keep open a passage way of one foot Square in Some

Suitable place in their mill dams to Be adjudged by the Selectmen of the respective Towns where Said mill Seats may be, from the First day of may to the Last day of June, and from the first day of September, to the Last day of October annually

And be it further enacted that all proprietors of Mill Seats who Shall refuse or neglect to make and keep open Said passage way, as afforesaid dureing the time afforesaid, Shall be liable on Complaint and Conviction thereof, befor any Justice of the peace, to pay for each offence So Committed, a fine, for the use of the poor of The town where the offence may be Committed of Ten dollars, and two dollars a day for each day the Same may be neglected, and Cost of prosecution to any person who may Sue for the Same

Provided however that this act Shall not be in force untill the first day of April in the year of our Lord one thousand eight hundred & twelve

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED DURING THIS SESSION.]

1811, June 13.

Resolved, that each Member of the Honourable Council receive two dollars per day during the present session of the Legislature, and two dollars and fifty cents per day when called together in the recess of the General Court; that the Members of the Legislature receive two dollars per day for each day's attendance; the President of the Senate and Speaker of the House of Representatives two dollars and fifty cents per day each; the Clerk of the Senate and the Clerk of the House of Representatives two dollars and fifty cents per day each; the assistant Clerks of the Senate and House of Representatives, two dollars and fifty cents per day each:—That each Member of the several branches of Government and their officers before mentioned and also the Honourable Council at their special session, be allowed eight cents per mile for their travel to and from the place of sitting; and that the Clerk of the House of Representatives be allowed one day extra pay for making up the rolls of the House; and that the Secretary and Clerks make up and certify the same accordingly.

[House Journal, 1810-11, p. 350. Senate Journal, 1810-12; p. 215.]

1811, June 17.

Resolved That the agents appointed to superintend the building of the State Prison be authorized to alter the construction of the State Prison so far as to add six inches to the heighth of each story of the wing of the Prison, to add two feet to the heighth of the three lower stories of the keepers House to be proportioned between said stories as the said agents shall judge most suitable, and to add to the Keepers House a fourth story of a suitable heighth in the judgment of said agents not finishing the inside thereof, Provided the said alterations

can be accomplished for a sum not exceeding the sum of one thousand dollars with releasing the contractor from such work in the interior of the Work-shop as can be hereafter completed by the Prisoners who may be committed to said Prison

Resolved That the sum of one thousand dollars be & hereby is appropriated to effect the alterations proposed in the foregoing Resolve.

[House Journal, 1811, p. 48. Senate Journal, 1810-12, p. 246.]

1811, June 18.

Resolved, That the towns of Peeling & Ellsworth shall have the privilege of sending a Representative to the Legislature until the General Court shall otherwise order.—

[House Journal, 1811, p. 59. Senate Journal, 1810-12, p. 258.]

1811, June 18.

Resolved, that the sum of eighteen thousand dollars be, and hereby is appropriated, the present year, to the erection of a State Prison of stone in the town of Concord, in the County of Rockingham, and that the Treasurer of the State be, and he is hereby authorized to borrow for said purpose a sum not exceeding fifteen thousand dollars on the credit of the State, at a rate of interest not exceeding usual bank-interest, for a term of one year; and that the sum of fifteen thousand dollars, part of the thirty thousand dollars tax payable into the treasury in December next, be pledged for the repayment of said sum to be borrowed as aforesaid; and that the remaining sum of three thousand dollars, part of the eighteen thousand dollars, be paid from the unappropriated proceeds of said tax.

[House Journal, 1811, p. 65. Senate Journal, 1810-12, p. 260.]

1811, June 18.

Resolved, That the Governor, with advice of Council draw upon the State Treasury in favor of Benjamin B. Darling of Hopkinton, William A. Kent and Jeremiah Pecker of Concord, Esquires Agents of the state to erect a state prison, the present year, when thereto requested by said Darling Kent and Pecker, not exceeding a sum of eighteen thousand dollars.

[House Journal, 1811, p. 65. Senate Journal, 1810-12, p. 261.]

1811, June 19.

Resolved that Nathaniel Gilman Esq^r Treasurer of this State in the next annual statement of the Treasury to be by him made, do report to the Legislature a particular statement of all bonds, promissory notes and

other obligations given to secure the payment of any money to this State or any public Officer thereof now in the custody of the said Treasurer, the collection whereof has in his opinion become wholly desperate.

[House Journal, 1811, p. 81. Senate Journal, 1810-12, p. 273.]

1811, June 19.

Resolved, That the State of New Hampshire release and quit claim to Ansel Hatch and Nathaniel Cleaves, a certain tract or parcel of land, adjoining to the East line of Thornton, which was appraised to them November 11, 1807, at ten cents per acre, by John Southmaid and Moor Russell Esquires, agreeable to order of Court; and that said Ansel Hatch and Nathaniel Cleaves, their heirs and assigns have and hold the same forever, Said tract of land is bounded as follows—viz—Beginning at the East line of Thornton, first grant, at a due East point from the North East of the second Division Lot N^o Sixty three in said Thornton, and extending about one mile from the East line; thence South twenty five degrees East, about two miles; thence West until it strikes the said East line of Thornton; thence Northerly upon the said line to the first mentioned bound.—

[House Journal, 1811, p. 77. Senate Journal, 1810-12, p. 269.]

1811, June 19.

Resolved that Nathaniel Gilman Esq^r Treasurer of this State be authorized and directed to sell and dispose of the uncurrent silver coins now remaining in the Treasury to the amount of one hundred & five Dollars and twenty Cents upon such terms as he may deem for the interest of the State and that he account for the same at the value thereof to be received by him in current money.

[House Journal, 1811, p. 82. Senate Journal, 1810-12, p. 273.]

1811, June 20.

Resolved, That Richard Bartlett, Elijah Beard and Thomas Wadleigh Esqs. be, and they hereby are, appointed a Committee to settle the jurisdictional line, between the towns of Bradford and Fishersfield, at the expense of the parties, and make report at the next Session of the General Court.

[House Journal, 1811, p. 111. Senate Journal, 1810-12, p. 283.]

1811, June 21.

Resolved, That the town of Allenstown have leave to send a Representative to the General Court of this State, until the Legislature shall otherwise order.—

[House Journal, 1811, p. 145. Senate Journal, 1810-12, p. 296.]

1811, June 21.

Whereas by an Act of the Legislature of this State passed on the 24th day of Dec^r A. D. 1803 certain persons were incorporated under various limitations & provisions by the Name of "The President, Directors & Company of the Coos Bank" & whereas Jonathan Franklin, Benjamin J. Gilbert, & John Rogers Esquires were appointed by the Legislature at their June Session 1810, a Committee, with authority to examine into the affairs of said Bank & to report thereon,

And whereas on a careful examination of the Report of said Committee it appears to the Legislature that the Corporation of said Bank have violated their Charter in three particulars, viz.

1st In issuing more bills than by their Charter they were authorized to do.—

2^d In not keeping any Records, or other evidence by which at any given period it can appear what was the amount of their Bills in circulation & what the Amount of money in their Vaults.—

3^d In refusing the regular & prompt payment of their bills since August 15th 1809—

And whereas by an Act of the Legislature of this State, passed Dec^r 24th 1803, certain persons were incorporated under various limitations & provisions by the name of "The President, Directors, & Company of the Cheshire Bank," and whereas Samuel Sparhawk, Samuel Grant, & Levi Jackson Esquires were appointed by the Legislature at their June Session 1810 a Committee, with authority to examine into the affairs of said Bank, & report thereof; and whereas after a careful examination of the Report of said Committee it appears to the Legislature that the Corporation of said Bank have violated their Charter in two particulars, viz.

1st In issuing more bills, than by their Charter they were authorized to do.—

2^d In refusing a regular & prompt payment of their Bills since the 26th day of August 1809.—

And whereas by an Act of the Legislature of this State, passed on the 18th day of June 1806 certain persons were incorporated under various limitations & provisions by the Name of "The President, Directors & Company of the Hillsborough Bank;" and whereas Ebenezer Edwards, James Thornton, & Abiel Wilson Esquires, were appointed by the Legislature at their June Session 1810 a Committee with authority to examine into the affairs of said Bank & report thereon; And whereas on a careful examination of the Report of said Committee it appears that the Corporation of said Bank have violated their Charter in two particulars; viz.

1st In withholding from said Committee the means of executing their Commission—

2^d In refusing a regular payment of their Bills—

Therefore Resolved That in case the said Banking corporations or either of them shall refuse or neglect upon application to redeem their outstanding bills for the term of nine calendar months next after the passing of this Resolve, & satisfactory evidence thereof be furnished the Governor & Council, His Excellency the Governor be, & he is hereby authorized & requested by & with the advice of Council to direct the Attorney general of the State to cause process in the nature of Quo War-

ranto to be commenced against the Banking corporation or corporations aforesaid which shall neglect to redeem their outstanding bills as aforesaid, in the Superior Court of Judicature of this State, & the same to prosecute to final judgment, so that the charters of said corporations or either of them so neglecting may for sufficient cause be declared forfeited—

[House Journal, 1811, p. 140. Recorded Acts, vol. 7, p. 276.]

1811, June 21.

Resolved that Philip Carrigain be released from the claim, which the State has against him for five hundred Copies of a Map of this State on the following conditions namely.—That the said Carrigain deliver to the Treasurer within the term of eighteen months from this date, two hundred and fifty copies of a Map of this State, properly executed; for which Maps he be allowed such sum, as the Legislature may deem a fair and equitable price, to be deducted from a Note signed by said Carrigain, and others dated October 1, 1807—for the sum of five thousand dollars with interest, and that he lodge with the Secretary of this State the original plans of the several Towns, within twenty days and the original plan of the whole State, by the first day of January next; and that if said Carrigain shall not comply with these conditions, the Treasurer be and hereby is directed to collect said Note:—said Carrigain to be entitled to the Copy right, on condition aforesaid

[House Journal, 1811, p. 121. Senate Journal, 1810-12, p. 289.]

1811, June 21.

Resolved that the Agents appointed to superintend the building of the State Prison be empowered to make an exchange of the new Street leading from the Main street in Concord to the Prison for such other Land for a Street to said Prison as in their opinion shall be more suitable and convenient and on such conditions as they may deem reasonable and proper

[House Journal, 1811, p. 139. Senate Journal, 1810-12, p. 295.]

1811, June 21.

Resolved that the Hon Jeremiah Mason, John Goddard and Daniel Webster Esquires be a Committee to revise the Code of criminal laws, and prepare police laws for the regulation of the State Prison in the recess of the General Court and report at the next Session of the Legislature

[House Journal, 1811, p. 121. Senate Journal, 1810-12, p. 289.]

1811, June 21.

Resolved that the Secretary of this State be directed to procure four hundred printed Copies of the public Acts and resolves of the present Session, within six weeks from this date, and that the same be forwarded at the expence of the State, to the Post offices where it may be most convenient for the Selectmen of the several towns and the Members of the Legislature to receive them, to whom they shall be directed by the Secretary

[House Journal, 1811, p. 128. Senate Journal, 1810-12, p. 294.]

1811, June 21.

Resolved, That the Clerks of the Senate and House of Representatives be required to make out copies of their respective journals, within thirty days from the close of the present session of the Legislature, and lodge the same with the Secretary of this State and the Secretary is required to procure, as soon as may be, the printing of five hundred copies of said journals, and forward the same at the expence of the State, to the post-offices where it may be most convenient for the selectmen of the several towns and Members of the Legislature to receive them, to whom they shall be directed and forwarded as aforesaid.

[House Journal, 1811, p. 128. Senate Journal, 1810-12, p. 293.]

1811, June 21.

Resolved that Samuel Sparhawk, David L. Morrill, and Ebenezer Edwards Esquires or either two of them be and they hereby are appointed a Committee to visit the Hillsborough Bank in this State, and to examine the affairs of the same, and to inspect all the books belonging to said Bank according to the reservation in the Act of incorporation of said Bank and to report to the Executive as soon as may be a correct statement of facts relative to said Bank and the management thereof by the Proprietors and Directors of the same to be laid before the Legislature at their next Session

[House Journal, 1811, p. 144. Senate Journal, 1810-12, p. 295.]

1811, June 21.

Resolved, that his Excellency, the Governor, is requested to notify Jeremiah Mason, John Goddard and Daniel Webster, Esquires, of their appointment under a resolve of the Legislature dated June 20th 1811.

And should either of said Gentlemen decline to act under said resolve, his Excellency, the Governor, is requested & authorized to appoint some suitable person in his stead.

[House Journal, 1811, p. 129. Senate Journal, 1810-12, p. 293.]

[TWENTY-FIRST GENERAL COURT.]

[*Held at Concord, Two Sessions, June 3, 1812, to December 18, 1812.*]

[OFFICERS OF THE GOVERNMENT.]

WILLIAM PLUMER, GOVERNOR.
 SAMUEL SPARHAWK, SECRETARY OF STATE.
 WILLIAM PICKERING, DEPUTY SECRETARY OF STATE.
 NATHANIEL GILMAN, TREASURER.
 DANIEL FRENCH, ATTORNEY GENERAL.
 JOSHUA DARLING, PRESIDENT OF THE SENATE.
 CLEMENT STORER, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

Elijah Hall,	Portsmouth.
Nathaniel Upham,	Rochester.
Jedidiah K. Smith,	Amherst.
Ithamar Chase,	Cornish.
Jonathan Franklin,	Lyme.

[MEMBERS OF THE SENATE.]

William Ham,	Portsmouth.
Simeon Folsom,	Exeter.
William Adams,	Londonderry.
Josiah Sanborn,	Epsom.
Beard Plumer,	Milton.
Samuel Quarles,	Ossipee.
William Fisk,	Amherst.
Joshua Darling,	Henniker.
Levi Jackson,	Chesterfield.
Roger Vose,	Walpole.
Daniel Kimball,	Plainfield.
Moor Russell,	Plymouth.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Hall Burgin.
Atkinson and } Plaistow, }	Nathaniel Kimball.
Bow,	Nathaniel Cavis.
Brentwood,	William Morrill.

Candia,
Canterbury,
Chester,
Chichester,
Concord,

Deerfield,
Epping,
Epsom,
Exeter,
Greenland,
Hampstead,
Hampton,
Hampton Falls and }
Seabrook, }
Hawke and }
Sandown, }
Kensington,
Kingston,
Londonderry,

Loudon,
Newcastle,
Newington,
Newmarket,
Newton,
Northfield,
North Hampton,
Northwood,
Nottingham,
Pelham,
Pembroke,
Pittsfield,
Poplin,
Portsmouth,

Raymond,
Rye,
Salem,
South Hampton and }
East Kingston, }
Stratham,
Windham,

John Taylor.
John Sutton.
John Folsom.
Abraham True.
Stephen Ambrose.
Thomas W. Thompson.
Isaac Shepard.
William Stearns.
John McClary.
Oliver Peabody.
Ebenezer Johnson.
Isaac Noyes.
Edmund Toppan.

Elias Hull.

Benjamin Pillsbury.

Newell Healey.
Jacob Webster.
John Moore.
John Pinkerton.
Joseph Clough.
Joseph Frost.
Thomas Pickering.
David Chapman, Jr.
Matthias Bartlett.
Josiah Ambrose.
Samuel F. Leavitt.
John Harvey.
Jacob Cilley.
Samuel M. Richardson.
Isaac Morrison.
Bracket Leavitt.
Moses Beede.
Clement Storer.
John F. Parrott.
Elihu D. Brown.
Edward Cutts.
Phinehas Gilman.
John W. Parsons.
John Clindenon.
Samuel Barnard.
Phinehas Merrill.
John Campbell.

STRAFFORD COUNTY.

Alton,	David Gilman.
Barnstead,	Charles Hodgdon.
Barrington,	Eliphalet Cloutman.
	Isaac Waldron.
Brookfield and } Middleton, }	Robert Pike.
Conway,	Richard Odell.
Dover,	Amos Cogswell.
	Moses Hodgdon.
Durham,	Joseph Coe.
Eaton and } Burton, }	Coleman Colby.
Effingham and } Ossipee Gore, }	Carr Leavitt.
Farmington,	Levi Leighton.
Gilmanton,	William Badger.
	John Shepard.
	David Sanborn.
Lee,	Andrew Demeritt.
Madbury,	Jacob Joy.
Meredith,	Jonathan Ladd.
Milton,	Theodore C. Lyman.
Moultonborough,	Nathaniel Shannon.
New Durham,	Reuben Hayes.
New Hampton and } Center Harbor, }	Samuel Thompson.
Ossipee,	Ezekiel Wentworth.
Rochester,	John McDuffee.
Sanbornton,	Bradstreet Moody.
	Nathan Taylor.
Sandwich,	Daniel Hoit.
Somersworth,	James Carr.
Tamworth,	Benjamin Gilman.
Tuftsboro,	Jonathan Burbank.
Wakefield,	Moses Gage.
Wolfeboro,	Jonathan Blake.

HILLSBOROUGH COUNTY.

Amherst,	William Low.
Andover,	James Tucker.
Antrim and } Windsor, }	Mark Woodbury.
Bedford,	John Orr.
Boscawen,	Ezekiel Webster.

Bradford,
 Brookline,
 Deering,
 Dunbarton,
 Dunstable,
 Fishersfield,
 Francetown,
 Goffstown,
 Greenfield and }
 Society Land, }
 Hancock,
 Henniker,
 Hillsborough,
 Hollis,
 Hopkinton,
 Litchfield and }
 Manchester, }
 Lyndeborough,
 Mason,
 Merrimack,
 Milford,
 Mont Vernon,
 New Boston,
 New Ipswich,
 New London,
 Nottingham West,
 Peterborough,
 Salisbury,
 Sutton,
 Temple,
 Warner,
 Weare,
 Wilmot and }
 Kearsarge Gore, }
 Wilton,

Humphrey Jackman.
 James Parker.
 Benjamin Rolfe.
 Richard H. Ayer.
 Daniel Abbott.
 Jacob Carr.
 Peter Woodbury.
 David L. Morrill.
 Amos Whittemore.
 Reed Paige.
 John Sawyer.
 James Wilson.
 Nathan Thayer.
 Bodwell Emerson.
 Thomas Bixby.
 Daniel Putnam.
 John Blodgett.
 James Thornton.
 Josiah Osgood.
 Benjamin Durant.
 Ephraim Jones.
 Samuel Batchelder, Jr.
 Joseph Colby.
 Isaac Colburn.
 James Wilson.
 Jabez Smith.
 Jonathan Harvey.
 Daniel Searle.
 Benjamin Evans.
 Samuel Eaton.
 Eliphalet Gay.
 Abiel Wilson.

CHESHIRE COUNTY.

Acworth,
 Alstead,
 Charlestown,
 Chesterfield,
 Claremont,
 Cornish,
 Croydon,
 Dublin,
 Fitzwilliam,

Ebenezer Grout.
 James H. Bingham.
 Henry Hubbard.
 Phinehas Henderson.
 George B. Upham.
 Daniel Chase.
 Samuel Goldthwait.
 Isaac Appleton.
 Samuel Griffin.

Hinsdale,
 Goshen and }
 Wendell, }
 Jaffrey,
 Keene,
 Langdon,
 Lempster,
 Marlborough,
 Marlow,
 New Grantham,
 Newport,
 Packersfield,
 Plainfield,
 Richmond,
 Rindge,
 Springfield,
 Stoddard,
 Surry and }
 Gilsum, }
 Swanzey,
 Unity,
 Walpole,
 Washington,
 Westmoreland,
 Winchester,

Uriel Evans.
 Joshua Carrier.
 Benjamin Prescott.
 John Wood.
 Abel French.
 Jacob Smith.
 Phinehas Farrar.
 Isaac Baker.
 James Smith.
 Peter Stow.
 Nathaniel Woods.
 Daniel Kingsbury.
 Joseph Weeks.
 William Kimball.
 John Quinby.
 Aaron Matson.
 Samuel Hills.
 John Thompson.
 Francis Chase.
 Stephen Johnson.
 David Heald.
 Ephraim Brown, Jr.
 Benjamin Flint.

GRAFTON COUNTY.

Alexandria and }
 Danbury, }
 Bath,
 Bethlehem, }
 Dalton and }
 Whitefield, }
 Bridgewater,
 Campton,
 Canaan,
 Concord (Lisbon),
 Dorchester, }
 Orange and }
 Dame's Gore, }
 Enfield,
 Franconia, }
 Landaff and }
 Lincoln, }
 Grafton,
 Groton and }
 Hebron, }

William Pattee.
 Samuel Hutchins.
 John Wilder.
 Simon Harris.
 Moses Baker.
 Daniel Blaisdell.
 Daniel Young.
 Joseph Burley.
 Joseph Merrill.
 William Kelsea.
 John Kimball.
 Joseph Kimball.

Hanover,	Augustus Storrs.
Haverhill,	Stephen P. Webster.
Lebanon,	Thomas Waterman.
Littleton,	Andrew Rankin.
Lyman,	Caleb Emery.
Lyme,	Joseph Sloane.
New Chester,	Jonathan Dickerson.
New Holderness,	Robert Fowle.
Orford,	John Dame.
Peeling and }	Joseph Russell.
Ellsworth, }	Joseph Sawyer.
Piermont,	William Webster.
Plymouth,	
Rumney and }	Samuel Burns.
Wentworth, }	Enoch Colby.
Thornton,	
Warren and }	Abel Merrill.
Coventry, }	

COOS COUNTY.

Bartlett,	}	
Adams,		
Chatham and		David Badger.
Locations,	}	
Columbia,		
Colebrook,		
Shelburne,		Jeremiah Eames.
Stewartstown and		
Errol,	}	
Lancaster,		
Jefferson and		Samuel Plaisted.
Bretton Woods,	}	
Northumberland,		
Piercy and		Joshua Marshall.
Stratford,	}	

[*First Session, Held at Concord, June 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 1812.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE HAMPTONFALLS SOCIAL LIBRARY.

[Approved June 8, 1812. Original Acts, vol. 21, p. 60; recorded Acts, vol. 19, p. 112.]

Be it enacted, by the Senate and house of Representatives, in General Court convened, that Joseph Perkins Esq^r, Benjamin Sanborn, Jacob Abbot and Weare Dow and their associates, proprietors and owners of said Library, and all such as may hereafter become proprietors of the same be, and hereby are incorporated into a body politic, by the name of the proprietors of the Hamptonfalls social Library with continuation and succession forever; and in that name may sue and be sued in all actions personal, and may prosecute and defend the same to final judgment and execution; and they are hereby vested with all the powers & privileges incident to corporations of a similar nature and may enjoin penalties of disfranchisement, or fine not exceeding five dollars for each offence to be recovered by said Society in an action of debt to their use in any Court proper to try the same; and they may make purchase and receive subscriptions, grants and donations of personal estate, not exceeding two thousand dollars for the purpose and use of their association.

And be it further enacted that the said Society be and hereby are authorised to assemble at Hamptonfalls aforesaid on the first monday of March annually to choose all necessary Officers for the orderly conducting the affairs of said corporation, who shall continue in office until others are chosen in their stead; and that said corporation may assemble as often as shall be found necessary for filling up vacancies, which may happen in said offices, and for transacting all other business, excepting the raising of money, which shall always be done at their annual meeting and at no other time, at which meeting they shall vote all necessary sums for the defraying of the annual expense of preserving the said Library and for enlarging the same, and said corporation shall have power to make such rules and regulations and by laws for the government of said Society as may from time to time by them be found necessary—provided the same be not repugnant to the constitution and laws of this State.

And be it further enacted, that Joseph Perkins Esq^r and Benjamin Sanborn, or either of them are hereby authorised and empowered to call the first meeting of the said proprietors at such time and place, as they, or either of them may appoint by posting up a notification for that purpose at the meeting house in said Hamptonfalls at least fifteen days prior to said meeting and the said Proprietors at said meeting shall have the same power to choose officers & make bye laws, as they have by this act at their annual meeting.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
NORTH HAMPTON SOCIAL LIBRARY.—

[Approved June 10, 1812. Original Acts, vol. 21, p. 61; recorded Acts, vol. 19, p. 114. See act of June 15, 1820, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, that John Dearborn, Samuel Dearborn, Thomas Leavitt Samuel F. Leavitt, and their associates, proprietors of said Library, and all who may hereafter become proprietors of the same, be and hereby are incorporated into a body politic, by the name of the Proprietors of the North Hampton Social Library, with continuation and succession forever; and in that name may sue and be sued in all actions personal, and may prosecute and defend the same to final judgment and execution; and they are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, or fine, not exceeding four dollars, for each offence, to be recovered by said Society in an action of debt in any court proper to try the same, and they may make, purchase, and receive subscriptions, grants and donations of personal estate, not exceeding two thousand dollars, for the purpose and use of the association.—

And be it further enacted, that said Society be and they hereby are authorized to assemble at North Hampton aforesaid, on the first Monday of December annually, to choose all necessary officers for the orderly conducting of the affairs of said corporation, who shall continue in office until others are chosen in their stead; and that said corporation may assemble as often as shall be found necessary for filling up vacancies which may happen in said offices and for transacting any other business of the Society excepting the raising of money, which shall be at the annual meeting and at no other time; and said corporation shall have power to make such rules regulations and by laws, for the government of said society,

as may from time to time by them be found necessary: Provided the same be not repugnant to the constitution and laws of this State.

And be it further enacted, that Thomas Leavitt and John Dearborn, or either of them, are hereby authorized to call the first meeting of the said Proprietors at such time and place as they or either of them may appoint, by posting up a notification for that purpose at the meeting house in said North Hampton, at least fifteen days prior to said meeting; and the said Proprietors at said meeting shall have the same power to choose officers and make by laws, as they have by this act at their annual meeting.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT FOR INCORPORATING CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE SOCIAL LIBRARY IN RYE

[Approved June 11, 1812. Original Acts, vol. 21, p. 62; recorded Acts, vol. 19, p. 115.]

Be it enacted by the Senate and House of Representatives in general Court convened that Huntington Porter, Amos S Parsons, Simon Goss, Jonathan Wedgewood and John W Parsons proprietors of said Library and all such as are or may hereafter become proprietors of the same be and they are hereby incorporated into a body politic and corporate by the name of the Proprietors of the Social Library in Rye with continuation and succession forever, and in that name may sue or be sued may plead and be impleaded in all actions personal and may prosecute and defend the same to final judgement and execution—And they are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four dollars for each offence to be recovered by said Society in an action of debt to their use in any Court in said State proper to try the same, and they may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of two thousand dollars for the purpose and benefit of their association.—

And be it further enacted that said Proprietors be and they are hereby authorized to assemble at Rye aforesaid on the first monday of november annually to choose all such officers as may be found necessary for the orderly conducting of the affairs of said corporation who shall continue in office till others are chosen in their room and the said corporation may assemble as often as may be found necessary for the filling up any vacancies that may happen in said offices and for transacting all other business for the good

of said Corporation excepting the raising of money which shall always be done at their annual meeting and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library and for enlarging the same, and shall make and establish such rules and bye laws for the government of said corporation as may from time to time by them be found necessary, provided the same be not repugnant to the laws and Constitution of this State.—

And be it further enacted that John W. Parsons and Simon Goss or either of them are hereby authorized and empowered to call the first meeting of said Proprietors at such time and place in said Rye as they or either of them may appoint by posting up a notification for the same at the meeting House in Rye at least fifteen days before the time of said meeting, and to preside in said meeting untill a Moderator is chosen and the said Proprietors at said meeting shall have all the power and authority to establish all such byelaws and choose all such officers as they may or can do by virtue of this act at their annual meeting.—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT FOR INCORPORATING CERTAIN PERSONS BY THE NAME OF THE CHARLESTON SOCIAL LIBRARY—

[Approved June 11, 1812. Original Acts, vol. 21, p. 63; recorded Acts, vol. 19, p. 117.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Joseph Roby, Obadiah Wells, Hozael Hall, Frederick A. Sumner and their Associates, Proprietors of said Library, and all who may hereafter become Proprietors of the same, be and hereby are incorporated into a body Politic by the name of the Charleston Social Library, with continuation and succession forever; and in that name may sue and be sued, in all actions personal, and may prosecute, and defend the same to final judgment and execution; and they hereby are invested with all the power and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, or fine not exceeding four dollars, for each offence to be recovered by said Society in an action of debt before any Court proper to try the same; and they may make purchase and receive subscriptions, grants and donations of personal estate not exceeding two thousand dollars for the purpose and use of the Association—

And be it further enacted that the said Society be and they hereby are Authorised to assemble at Charleston aforesaid on the

first monday of January annually to choose all necessary Officers, for the orderly conducting the affairs of said Corporation, who shall continue in Office until others shall be chosen in their stead; and that said Corporation may assemble as often as may be found necessary for filling up vacancies which may happen in said Offices, and for transacting any other business of the Society, excepting the raising of money which shall be done at the annual meeting and at no other time, at which meeting they shall vote all necessary sums for the defraying of the annual expence, for preserving said Library and for enlarging the same.—And said corporation shall have power to make such rules, regulations and by-laws for the government of said society, as may from time to time by them be found necessary; Provided the same be not repugnant to the constitution and laws of this State.—

And be it further enacted, that Joseph Roby, Obadiah Wells, Hozael Hall, and Frederick A. Sumner, or either of them are hereby authorised to call the first meeting of said proprietors, at such time and place as they, or either of them may appoint by posting up a notification for that purpose, at some public place in said Charleston, at least fifteen days prior to said meeting; and the said Proprietors at said meeting shall have the same power to choose officers and make By-laws as they have by this act at their Annual meeting.—

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE SELECTMEN OF THE TOWN OF JEFFERSON TO ASSESS AND COLLECT A TAX OF TWO CENTS PER ACRE ON EACH ACRE OF LAND IN SAID TOWN.

[Approved June 11, 1812. Original Acts, vol 21, p. 64; recorded Acts, vol. 19, p. 119. Session Laws, 1812, p. 45.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Selectmen of Jefferson be and they hereby are empowered to assess a tax of two Cents upon each and every acre of land in said town of Jefferson and to collect the same, for the purpose of making and repairing roads and bridges in the said town of Jefferson, and Moses Ingalls Esq^r of Shelburne, Cap^t Eleazer Rosbrooks of Ammanosuck, and Levi Willard Esq^r of Lancaster, be a Committee to see the same faithfully laid out in making a bridge over Israel's River near the house occupied by Samuel Plaisted Esq^r, making a road through the meadow lately given for a road by Joseph Whipple Esquire, and from thence to the County road at the house occupied by Paul Nute and through

the said County road from Jefferson Mills' bridge to the Southern line of the town toward Shelburne and all other roads in Jefferson which are found most necessary to be repaired.

And be it further enacted, that the owners of land in said Jefferson, whether Residents or Non-residents, shall have the liberty of working out their taxes on said road at the rate of two thirds of a dollar per day, finding their own tools and diet, provided they shall be ready to perform said work when called upon by said Committee by the first day of September next; and the said Committee is authorized to contract for Causeways, to be made with timber of sufficient length and size and to be well covered with earth, at a price not exceeding one dollar per rod, and said labor shall be done under the direction of said Committee, or such one of them, who shall superintend the same.

And be it further enacted, that it shall be the duty of the said Selectmen to give bond in the sum of seven hundred dollars to pay over to the said Committee the amount of said tax of two Cents per Acre on or before the last day of September next, which bond shall be given before they proceed to collect said tax: And it shall be the duty of said Committee to give bond to the Clerk of the Court of Common Pleas in the County of Coos in the like sum, that they will fulfil the trust by this Act reposed in them, and render an account of their doings herein to the Justices of said Court of Common Pleas.

And be it further enacted, that a certificate, from one or more of said Committee, of the payment of any sums of money or expressing the amount of the performance of any labor, by any owner of lands, shall be received by said Selectmen in payment of said tax.

And be it further enacted, that in case the said taxes shall not be paid to the said Selectmen on or before the first day of September next, the said Selectmen may proceed to enforce the collection thereof in the same way and manner as by law is provided for the collection of State and County taxes.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF HINDSDALE BRIDGE AND THE SIXTH NEWHAMPSHIRE TURNPIKE CORPORATION PASSED JUNE SEVENTEENTH ANNO DOMINI 1802.

[Approved June 12, 1812. Original Acts, vol. 21, p. 65; recorded Acts, vol. 19, p. 122. Session Laws, 1812, p. 39. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 87. This act repeals the act of June 16, 1806, id., p. 509. See acts of December 24, 1805, id., p. 450; June 11, 1807, id., p. 562; June 22, 1815, *post*; and January 7, 1853, recorded Acts, vol. 44, p. 140.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened; That it shall and may be lawful for said Corporation, to collect and receive of and from all and every Person travelling said Road, at the Turnpike Gate erected upon said Road, the rates of Toll following, that is to say, for every Horse and his Rider, Eight Cents; and that all other toll, except as is hereafter excepted, shall be the same as is established by the Original Act of Incorporation—

Sec. 2^d And be it further enacted; That said Corporation may receive at said Turnpike Gate, of and from the Inhabitants of the Towns of Hinsdale and Winchester through which said Road passes, the following rates of Toll, and no more, that is to say; for each Horse and his Rider, five Cents, for every Phaeton, Chariot, or other four wheeled Carriage of pleasure, drawn by two horses, seventeen Cents; and if drawn by more than two horses, an additional sum of four Cents for each Horse; for every Cart or Wagon drawn by two Oxen or Horses, six and one quarter Cents; and if drawn by more than two Oxen or Horses an additional sum of three Cents, for each Ox or Horse; for every Curricule, twelve and an half Cents; for every Chaise, Chair or other Carriage drawn by one Horse, seven Cents, for every Sled or Sleigh drawn by two Oxen or Horses, six and a quarter Cents, if drawn by more than two Oxen or Horses, an additional sum of three Cents for each Ox or Horse; for every Sled or Sleigh drawn by one Horse five Cents; for all Horses, Mules, Oxen, or Neat Cattle, led or driven besides those in Teams & Carriages, one half Cents each; for all Sheep or Swine, at the rate of two Cents for one Dozen—

Sec. 3^d—Provided nevertheless, and it is hereby further enacted; That all Officers and Soldiers, attending Battallion or Regimental Musters shall on Muster days, be allowed to pass said Gate, free of Toll—Also, all Persons, shall be allowed to pass said Gate free of Toll, who shall be travelling to or from Publick Worship with his

Horse or Carriage, or with his Horse Team or Cattle or on foot to or from any Mill; or on his common and ordinary business of family concerns, within the Town to which he or they respectively belong. Any thing in the foregoing Act to the contrary notwithstanding—

Sec. 4th And be it further enacted, That an Act passed in the Year eighteen hundred and six, entitled “an Act in addition to an Act, entitled an Act to incorporate certain Persons by the name of Hindsdale Bridge and sixth Newhampshire Turnpike Corporation,” be, and the same is hereby repealed—

[CHAPTER 7.]

State of }
New Hampshire, }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CHARLESTOWN ENGINE COMPANY—

[Approved June 13, 1812. Original Acts, vol. 21, p. 66; recorded Acts, vol. 19, p. 124.]

Sect 1 Be it enacted by the Senate and House of Representatives in general court convened—that Simeon Olcott, Benjamin West, Roswell Hunt, Oliver Hall, Aaron Dean, and Frederick A. Sumner and their associates and successors, be and they hereby are incorporated and made a body politic and corporate forever by the name of *Charlestown Engine Company* and by that name may sue and be sued, plead & be impleaded and shall be and hereby are vested with all the powers and privileges which are by law incident to Corporations of a similar Nature—

Sect 2^d And be it further enacted—that the said Corporation be and hereby are, authorised and empowered to purchase and hold in fee simple or otherwise in the town of Charlestown, so much real estate as may be necessary for the erection of a suitable and convenient Engine house, or building, and other property or estate not exceeding the sum of One Thousand Dollars, for purchasing, maintaining and keeping in repair, suitable Engines and apparatus for the extinguishment of fires, and carrying into effect the objects of said corporation—

Sect 3^d And be it further enacted, That the said Simeon Olcott, Oliver Hall and Aaron Dean or either of them be, and they hereby are, authorised and empowered to call the first meeting of the said Corporation, by giving three weeks notice of the time and place thereof in the Keene Sentinel and also by posting up a Notification in some public house in Charlestown street, three weeks at least antevior to the time of meeting. And the said Corporation may at that or at any subsequent meeting, agree upon the times and places of holding future meetings, and the method of calling the same;

and may also elect such officers, and make and establish such rules and bye-laws as they may think necessary and proper for their regulation and government—provided such rules and bye laws be not repugnant to the Constitution and laws of the State of New-Hampshire—

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS, BY THE NAME OF THE PROPRIETORS OF THE WINCHESTER FACTORY.

[Approved June 15, 1812. Original Acts, vol. 21, p. 67; recorded Acts, vol. 19, p. 126.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Daniel Hawkins, George Ripley, Henry Pratt, Luther Alexander, Asahel Jewell, and their Associates and Successors, be, and they hereby are incorporated and made a body politic forever, by the name of The Proprietors of the Winchester Factory, and by that name may sue and be sued prosecute and be prosecuted to final Judgment and execution, and do & suffer all other acts and things incident to Corporations of a similar nature.

And be it further enacted, That Daniel Hawkins and Henry Pratt, or either of them, may call the first meeting of the proprietors, by posting up notifications for that purpose in at least two public places in the Town of Winchester, at least fourteen days before said meeting; and at the same, or any Subsequent meeting may elect a Clerk and all necessary officers of the Corporation, who Shall be sworn to the faithfull discharge of the duties of their respective offices; may agree on a method of calling future meetings; may make and establish such by-laws and regulations as shall be deemed expedient for the due government of the Corporation, and may cause the same to be executed, and may annex penalties to the breach thereof; provided such by-laws and regulations be not repugnant to the Constitution and Laws of this State.

And be it further enacted That the proprietors are hereby empowered to raise a Capital Stock of forty thousand Dollars, ten thousand of which may be laid out in purchasing real Estate, and erecting buildings for the use of the Corporation, and the residue may be employed as the proprietors think proper, for purchasing raw materials, building machinery, and putting the same into operation for spinning Cotton & woollen yarn, and weaving the same into Cloth and Stockings: & twenty thousand Dollars of the whole Capital so employed, shall be exempt from taxation, five years from the time the machinery for spinning is first put into operation.

And be it further enacted that the proprietors may divide their Capital stock into Four Hundred Shares, and may at any legal meeting consolidate those Shares to Eighty, to be holden as personal estate, and transferable in the usual manner of transferring such shares; and at any meeting each proprietor present, or represented, shall be entitled, for one original Share, to one vote; for ten shares, two votes;—for every ten shares above ten, and not exceeding fifty, one vote; for every twenty shares above fifty, one vote; provided however that any proprietor shall not be entitled to more than one third of the votes present, and the votes shall be given in this proportion if the shares are ever consolidated to eighty.

And be it further enacted, That the Clerk shall at all times keep a fair record of the proceedings of the Corporation, in a book, or books, to be kept by him for that purpose, and shall exhibit the same, and give certified Copies of the proceedings, or of any records of the Corporation, to any person applying for the same, and the person applying shall pay the Clerk, who shall be allowed for his services the same fees as are allowed by Law to Registers of deeds: and should the Clerk unreasonably delay, or refuse to comply with this article, he shall forfeit and pay the sum of Twenty dollars, for every such offence, to any person suing for the same, in any Court of competent Jurisdiction.

And be it further enacted, That when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied, the original Plaintiff in the action whereon the said execution was awarded and issued, may sue out a writ of scire facias from the Court wherein judgment was entered, on which the same execution was awarded and issued against such person or persons as are or were proprietors and members of said corporation at the time such judgment was rendered; and may have execution against their Goods and Estate, or against the Goods of any such deceased member of said Corporation in the hands of his or their executors or administrators, with additional cost and damages: Provided said scire facias be sued out within one year after judgment so rendered.

And be it further enacted, that the Legislature may, at any time hereafter, repeal and make void this act, any thing herein to the contrary notwithstanding, whenever the good of the State may require it; provided two thirds of both branches of the Legislature concur therein.

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT MAKING A GRANT IN A CERTAIN CASE TO JONATHAN WILLARD, LEWIS HOWE, FRANKLIN HOWE, AND EDWARD HOWE.

[Approved June 15, 1812. Original Acts, vol. 21, p. 68; recorded Acts, vol. 19, p. 130. See act of June 20, 1811, *ante*, p. 38, which is repealed by this act.]

Whereas it has been made to appear to the Legislature, by the petition of Jonathan Willard, and William Howe, that Roswell Howe, late of Hinsdale in said State, a natural son of Charlotte Willard, late of the same Hinsdale, deceased, died at said Hinsdale on the 29th day of June, in the year of our Lord one thousand eight hundred and ten, a minor, under the age of twenty one years, and under the Guardianship of Arad Hunt Esq. of said Hinsdale, leaving an estate, after discharging all claims against the same, and cost of Guardianship, amounting to about one thousand dollars, which is now in the hands of the said Arad Hunt Esq.; That the said Roswell Howe died intestate, and has not left any legal heirs to claim or take said estate: And whereas it further appears, that the said Jonathan Willard was brother to the said Charlotte deceased, and that the said William Howe intermarried with Mary Phips Willard, a sister of the said Charlotte, deceased, by whom he had three children, to wit, Lewis, Franklin and Edward, & that the said Mary has since deceased; that the said Jonathan, and the said children of the said William Howe, are extremely poor and indigent; And whereas the said Jonathan and William pray that the said estate may be granted, the one moiety to the said Jonathan Willard, and the other moiety to the said Lewis, Franklin and Edward, which prayer appearing reasonable and just:

Therefore,

Be it enacted, by the Senate and House of Representatives in General court convened, that all the estate, which was of the said Roswell Howe deceased, and now in the hands of the said Arad Hunt Esq. be granted and paid over by the said Hunt, his heirs, executors or administrators, the one moiety to the said Jonathan Willard, and the other moiety to the said Lewis, Franklin and Edward, or their heirs, to each one third part thereof, with the interest, as they may respectively arrive to the age of twenty one years; and in case of the death of the said Lewis, Franklin and Edward, or either of them, before he or they may arrive to the age of twenty one years, and without issue, the share or shares of such deceased shall be paid to the survivor or survivors in manner aforesaid: And in case all the said children of the said Mary shall die before they or any of them shall arrive to the age of twenty one years and

without issue, then the said Arad Hunt Esq. his heirs, executors or administrators, shall pay over the said moiety last mentioned to the said Jonathan Willard his heirs or assigns, with the interest: And the Judge of the probate of Wills &c. within and for the county of Cheshire, on the settlement of the said Hunt's account of guardianship, is hereby authorized and directed to decree thereon accordingly.

And be it further enacted, that an act passed June 19th, 1811, entitled "An act making a grant in a certain case to Jonathan Willard Lewis Howe, Franklin Howe and Edward Howe," be, and the same is hereby repealed.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO CHANGE THE NAME OF JOTHAM ODIORNE BODGE TO THAT OF JOTHAM ODIORNE

[Approved June 16, 1812. Original Acts, vol. 21, p. 69; recorded Acts, vol. 19, p. 133.]

Whereas Jotham Odiorne Bodge of Lee in the County of Strafford hath Petitioned to the General Court that his name in future Should be Called Jotham Odiorne the Prayer thereof Appearing Reasonable—Therefore be it enacted by the Senate and house of Representatives in general Court convened that the Said Jotham Odiorne Bodge Be and is hereby Authorised to Assume and bear the Name of Jotham Odiorne & by that Name in future Shall be called and known in all Legal Proceedings any Law Usage or Custom to the Contry Notwithstanding

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO EQUALIZE THE RATES OF TOLL OF ORFORD BRIDGE

[Approved June 16, 1812. Original Acts, vol. 21, p. 70; recorded Acts, vol. 19, p. 134. See act of January 29, 1794, Laws of New Hampshire, vol. 6, p. 138; also act of June 13, 1800, id., p. 635.]

Whereas John Mann and others Proprietors of Orford Bridge represent, that they have suffered much inconvenience on account of the Toll at said Bridge not being equalized and in conformity to the rates of Toll received at other Bridges erected on Connecticut River in the vicinity of said Orford Bridge—Therefore,

Be it enacted by the Senate and House of Representatives in

General Court convened that from and after the passing of this Act The following shall be established as the legal rates of Toll; viz^t, for each foot passenger one cent,—for each Horse and rider six cents, for each Horse and Chaise, Sulkey, or Chair Twelve and a half Cents for each Sled or Sleigh drawn by one horse six cents,—for each sled or sleigh drawn by two beasts twelve and one half cents, for each sled or sleigh drawn by three beasts eighteen cents, for each sled or sleigh drawn by four beasts twenty five cents, and all over and above four beasts three cents each, for each Coach, Carriage, chariot, Phaeton, or other four wheeled carriage for passengers twenty five cents—for each cart or waggon or other carriage of burthen drawn by one beast six cents, for each cart, waggon, or other carriage of burthen drawn by two beasts twelve and one half cents, for each Cart, waggon or other carriage of burthen drawn by three beast eighteen cents, for each cart, waggon or other carriage of Burthen drawn by four beasts twenty five cents and for all over and above four beasts three cents each,—for each horse, jack, mule or neat beast exclusive of those rode on, or in Carriages, two cents each,— for each sheep or swine one half cent each.—To each team one person only shall be allowed to pass free of Toll, For each Curricule fifteen Cents—

And be it further enacted, that the Legislature may, at any time hereafter, repeal and make void this Act, any thing herein to the contrary notwithstanding, whenever the public good may require it; provided two thirds of both branches of the Legislature concur therein—

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT FOR INCORPORATING CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE CHICHESTER MUSICAL SOCIETY—

[Approved June 16, 1812. Original Acts, vol. 21, p. 71; recorded Acts, vol. 19, p. 136.]

Be it enacted by the Senate and house of Representatives in general Court Convened—that Abraham True—Jacob Smith Molton—and John Bradley—and all such as have or may hereafter Join them be and they are hereby incorporated into a body politic and Corporate by the name of the proprietors of the Chichester musical society—with Continuation and succession for ever—and in that name may sue and be sued—may plead and be impleaded in all actions personal—and may prosecute and defend the same to final Judgment and execution—and they are hereby Vested with all the powers and privileges incident to Corporations of a simelar nature

and may enjoin penalties of Disfranchisement or fine not exceeding three Dollars for each offence to be recovered by said society in an action of Debt to their use in any Court in said state proper to try the same—and they may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of five hundred dollars for the benefit of the association—

and be it further enacted—that said proprietors be and are hereby authorised to assemble at Chichester aforesaid on the second tuesday of september annually to Choose all such officers as may be found necessary for the orderly Conducting the affairs of Said Corporation who shall Continue in office untill others are chosen in their room—and the said corporation may assemble as often as may be found necessary for the filling up any Vacancy that may happen in said offices and for transacting all other business for the good of Said Corporation excepting the raising of money which shall always be done at their annual meeting and at no other time—at such annual meeting they shall Vote all such sums as shall be necessary for defraying the annual expence of purchasing and preserving such books and instruments as shall be thought proper—and shall make and establish such rules and by laws for the government of said Corporation as may from time to time be found necessary—provided the same be not repugnant to the laws and Constitution of this State—

And be it further enacted—that the said Abraham True—Jacob S Molton and John Bradley—or either two of them are hereby authorised and empowered to Call the first meeting of the Said proprietors at such time and place in said Chichester as they may appoint—by posting up a notification at the meeting house at least fifteen days before the time of said meeting—and to preside in the same untill a modrator be chosen and the said proprietors at said meeting shall have all the power and authority to establish all such by laws and choose all such officers as they may or can do by Virtue of this act at their annual meeting—

And be it further enacted that the Legislature may, at any time hereafter repeal and make Void said Act, any thing herein to the contrary notwithstanding, whenever the good of the State may require it; provided however that two thirds of both Branches of the Legislature concur therein—

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE INHABITANTS OF THE NORTHERLY PART OF GILMANTON INTO A SEPERATE TOWN WITH ALL THE PRIVILEGES AND IMMUNITIES OF OTHER TOWNS IN THIS STATE

[Approved June 16, 1812. Original Acts, vol. 21, p. 72; recorded Acts, vol. 10, p. 139. Session Laws, 1812, p. 42.]

Whereas a petition Signed by a number of the inhabitants of the Town of Gilmanton Praying to be incorporated into a separate Town has been presented to the General Court of this State and the prayer thereof appearing reasonable—

Therefore

Be it enacted by the Senate and house of Representatives in General Court convened that all the lands and inhabitants within the following limits namely begining at the easterly side of the Winepisiogee river on the northeasterly side of the eleventh range of hundred acre lots in the second division in said Town thence runing southeasterly on said range line to the east end of said range thence northeasterly to the northeast corner of lot number one in the twelfth range thence north about seventy five degrees east three miles and about ninety rods to Alton Line at the east end of lot number seven in the first range of masonian Lotts in Gilmanton thence north on said Alton line to Winnepisiogee lake thence westerly on said lake and river to the first mentioned bound including all the Islands in said lake annexed to the Town of Gilmanton be and the same are incorporated into a Town by the name of Gilford and the inhabitants who now reside or shall hereafter reside within the above mentioned boundaries are made and constituted a body Politic and corporate and invested with all the powers privileges and immunities which other Towns in this State are entitled to enjoy to remain a distinct Town and to have continuance and succession forever—

And be it further enacted that each lot of land which may be dissected by the aforesaid divisional line which is owned by any inhabitants of Gilmanton or Gilford shall be considered as belonging to the Town in which such owner resides but if such owner shall be a nonresident in either of said Towns the lot shall be taxed in the town of Gilmanton—

And be it further enacted that all monies or other property on hand or now due or that shall hereafter become due to or be the property of the Town of Gilmanton by virtue of any grant or other act done or performed before the passing of this act shall be divided between the remaining town of Gilmanton and the said Town of

Gilford according to their present proportion of public taxes excepting the parsonage rights of land the improvement of which shall be appurtenant to the Town in which said land lies and excepting the money arising from the sale of two lots of land granted by the Proprietors of Gilmanton for the use of the Ministry which money shall be the property of the town in which said lots respectively lie Provided always that nothing in this act contained shall in anywise release the inhabitants of the said northerly part of the Town of Gilmanton from paying their proportion of all debts now due from the Town of Gilmanton or their proportion of the support of any poor now residing in other Towns or their offspring whom by law the town of Gilmanton may hereafter be liable to relieve or support but the said Town of Gilford shall be holden to pay their proportion of such debts and the releif of such poor in the same way and manner as if this act had not been passed—

And be it further enacted that Benjamin Weeks Esquire and Simeon Hoit or either of them be empowered to call a meeting of the inhabitants of said town of Gilford for the purpose of choosing all necessary town officers to continue in office untill the annual meeting of said town for the choice of Town officers which shall forever be holden in the Month of March and the said Benjamin Weeks and Simeon Hoit or either of them shall preside in said meeting untill a moderator be chosen to govern the same which meeting shall be holden sometime in the month of July next and shall be warned by posting up notifications at both Meeting hoses in said town of Gilford fifteen days prior to the day of holding the same Provided however that all Town officers residing within the limits of the Town of Gilford and chosen by the town of Gilmanton shall continue in their respective offices during the time for which they were elected with full powers to execute the same and all taxes already assessed or that may during the present year be assessed by the selectmen of the town of Gilmanton upon the inhabitants residing within the limits of Gilford shall and may be levied and collected from said inhabitants by the proper Officers of the Town of Gilmanton And Provided further that all public taxes which the Town of Gilmanton shall or may be compelled to assess before a new act for proportioning the public taxes among the s veral Towns in this State shall pass may be assessed levied and collected by the proper officers of the town of Gilmanton upon the inhabitants of the Town of Gilford in case the Selectmen of the town of Gilford neglect to assess levy and collect their proportion of such public taxes and pay the same seasonably into the Treasury of the Town of Gilmanton in the same way and manner as if this Act had not passed any thing herein to the contrary notwithstanding—

[CHAPTER 14]

State of }
New Hampshire. }

AN ACT TO INCORPORATE WILLIAM CROMBIE AND THADDEUS KENDALL AND THEIR ASSOCIATES BY THE NAME OF THE NEWBOSTON WIRE AND IRON MANUFACTORY CORPORATION

[Approved June 16, 1812. Original Acts, vol. 21, p. 73; recorded Acts, vol. 19, p. 144.]

Section 1st—Be it enacted by the Senate and house of Representatives in General Court convened That the said William Crombie and Thaddeus Kendall and their associates, successors and assigns, shall and hereby are created a corporation and body politic by the name and stile of the Newboston wire and iron Manufactory Corporation and by that name may sue and be sued, plead or be impleaded, answer and be answered unto, defend & be defended to final judgement and execution and also may have a common seal and the same, at pleasure, break, alter and renew—

Section 2nd—And be it further enacted, that the said Corporation shall have power and hereby is authorised to carry on the Manufactory, at Newboston, of wire, wood screws, hoes and sythes, and to appropriate such part of their stock, as will not be profitable to work into wire, to any other use as the Managers shall from time to time think best and may erect any Mill dam, Mill or Mills workshop or buildings necessary for the carrying on of this useful Manufactory and the buisness connected therewith—

Section 3rd, And be it further enacted, that the said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory and the buisness therewith connected and the same may sell, bargain and dispose of at pleasure, provided that such real estate shall not exceed, in value, the sum of ten thousand dollars and such personal estate shall not exceed in value the sum of twenty five thousand dollars—

Section 4th—And be it further enacted, that the above named William Crombie and Thaddeus Kendall, or either of them, may call the first meeting of said Corporation to be holden in said Newboston, by posting up notifications thereof, in writing, in some public place in Amherst, Francestown and Newboston & such other places as they may think proper, twenty days, at least, previous to said meeting and the members of said Corporation by vote of the majority of those present or represented at said meeting, (in all cases accounting and allowing a vote to each single share) shall chuse a Clerk who shall be sworn to the faithfull performance of his duty, A Treasurer and such other Officers as may appear nec-

essary for the management of the buisness and concern of said Corporation and shall agree on the manner of calling future meetings and at the same time or any subsequent meeting may make and establish any rules and regulations for regulating the said Corporation and the same rules and regulations may cause to be kept and executed, or for the breach thereof may order and enjoin fines and penalties not exceeding thirteen dollars and thirty three cents provided such rules and regulations are not repugnant to the laws and Constitution of this State and all agents or proxies, at any meeting, shall be authorised in writing signed by the persons by whom they are appointed, which shall be filed and recorded by the Clerk, provided that no member of the Corporation shall be allowed more than eight votes.—

Section 5th. And be it further enacted, that the property of said Corporation shall be and hereby is divided into one hundred shares and shall be numbered in progressive order, begining at Number one and every original number thereof shall have a certificate under the seal of said Corporation and signed by the Treasurer, certifying his property in such shares as shall be expressed in said Certificate—

Section 6th—And be it further enacted that any shares may be alienated by the proprietor thereof his executor and administrator by a deed under the hand and seal of him and them acknowledged before some Justice of the peace and recorded by the Clerk in a book to be kept for that purpose and any purchaser named in such deed so recorded shall on producing the same to the Treasurer and delivering up to him the former Certificate, be entiteled to a new certificate executed in form aforesaid, certifying the property in such share to be in such purchaser—

Section 7th. And be it further enacted that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted and agree'd upon by the Corporation, to the Treasurer within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at public vendue, the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay suits, taxes and necessary incidental charges, after duly notifying in one or more public newspapers printed in the County of Hillsborough and in such other way as the Corporation may direct, the sum due on such shares and the time and place of sale at least thirty days previous to the time of sale and such sale shall be a sufficient transfer of such share or shares, so sold to the person purchasing the same and on producing a Certificate of such sale from the Treasurer to the Clerk of said Corporation the name of such purchaser with the number of shares sold, shall be by the Clerk entered on the books of said Corporation and such person shall be considered to all intents and purposes the proprietor thereof. And the over-

plus, if any there be, shall be paid on demand by the Treasurer to the person whose share or shares were sold—

Section 8th. And be it further enacted that when execution shall issue on any judgement recovered against said Corporation and the same shall be returned not satisfysed, the original plaintiff in the action wherever the said execution was awarded and issued, may sue out a writ of Scirafacias from the court wherein the judgement was rendered on which the same execution was awarded and issued against such person or persons as are or were proprietors or members of said Corporation at the time such judgment was rendered and may have execution against their goods and estate or against the goods and estate of any deceased member of said Corporation in the hands of his or their Executors or administrators, with additional costs and damages—

Section 9th—And be it further enacted that this act shall be deemed and taken to be a public act and as such may be declared upon and given in evidence in any Court of law without specially pleading provided always that the Legislature may from time to time hereafter on due notice to said Corporation, make, such further provisions and regulations for the management of the buisness of said Corporation and the government thereof, or wholly to repeal this act as shall be deemed expedient—

Section 10th—And be it further enacted the Capital stock actually employed in said Factory shall be exempted from taxation for the term of five years

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO REPEAL THE ACT, MADE AND PASSED FEBRUARY 28TH 1794, ENTITLED "AN ACT ESTABLISHING A ROAD LAID OUT FROM HALE'S BRIDGE, SO CALLED, IN THE COUNTY OF CHESHIRE, TO CHESTER IN THE COUNTY OF ROCKINGHAM.

[Approved June 17, 1812. Original Acts, vol. 21, p. 74; recorded Acts, vol. 19, p. 151. Session Laws, 1812, p. 41. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 159. See act of June 18, 1811, *ante*, p. 24.]

Whereas, said road has been laid out more than eighteen years, and the Public have never found it necessary to open the same; and whereas, the reasons do not now exist, wherefore said road should be opened, which existed when said road was laid out; and whereas the several towns through which said road was laid may suffer great inconvenience and cost, without any public utility, by the operation of said Act;

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, That all and every part of said Act be, and hereby is repealed.

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE THE TOWN OF SULLIVAN TO CHOOSE A REPRESENTATIVE—

[Approved June 17, 1812. Original Acts, vol. 21, p. 75; recorded Acts, vol. 19, p. 152.]

Whereas The Town of Sullivan is at present Deprived of the Privilege of being Represented in the General Court—

Therefore

Be it enacted by the Senate & House of Representatives in General Court convened That the Selectmen of the Town of Sullivan shall have a right to notify and warn the legal Qualified Voters of said Town To meet at their usual place of holding Town Meetings on the first Monday of Nov^r next giving fifteen days Notice for the purpose of chosing one person duly qualified to represent said Town in the General Court the Present year Any Law usage or Custom to Contrary Notwithstanding—

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF "THE LONDON DERRY BRANCH TURNPIKE CORPORATION."

[Approved June 17, 1812. Original Acts, vol. 21, p. 76; recorded Acts, vol. 19, p. 154. Session Laws, 1812, p. 34. See additional act of December 11, 1816, *post.*]

Section 1. Be it enacted by the Senate and House of Representatives in general Court convened, that Richard H. Ayer, John O. Ballard, Nathaniel Cavis, Nathaniel Head, Joseph Jones, Samuel Farrington & Abraham Gates, and their associates and successors be and they hereby are incorporated and made a body corporate and politic forever, under the name of the proprietors of "the London Derry branch Turnpike corporation," and in that name may

sue and be sued, prosecute and be prosecuted, to final Judgment & Execution, and shall be and hereby are vested with all the powers and privileges, which by law are incident to corporations of a similar nature.—

Sec. 2. And be it further enacted, that the said Richard H. Ayer, John O. Ballard and Nathaniel Cavis, or either of them, shall call a meeting of said proprietors, to be holden at any suitable time and place, by advertisement in one newspaper printed at Concord, at least thirty days from the first publication of said advertisement, and the proprietors by a vote of a majority of those present or represented at said meeting, accounting and allowing one vote to each share in all cases, shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office, and shall also agree on a method of calling future meetings, and at the same or any subsequent meeting may elect such officers and make and establish such rules and bye-laws as to them shall seem necessary and convenient for the regulation and government of said corporation for carrying into effect the purposes aforesaid, and for collecting the tolls and duties herein after established, and the same bye-laws may cause to be executed, and annex penalties to the breach thereof, provided the said rules and bye-laws are not repugnant to the constitution and laws of this state.—And all representations at any meeting shall be proved by writing signed by the person to be represented, which shall be filed by the Clerk: and this act, and all rules, regulations, and proceedings of said corporation, shall be fairly and truly recorded by the Clerk in a book, or books provided and kept for that purpose.—

Sec. 3 And be it further enacted, that the said corporation are hereby empowered to survey, lay out, make and keep in repair a turnpike road of four rods wide, in such rout or tract as in the best of their judgment shall combine shortness of distance, with most practicable ground from or near M^r Moses Baileys in Hopkinton through said Hopkinton, Bow, and Dunbarton to the London-Derry turnpike road at or near Isle of Hooksett falls in Dunbarton

Sec. 4. And be it further enacted, that if the said proprietors and the owners of land over which said road may run, shall disagree on the compensation to be made for said land, and shall not agree in appointing persons to ascertain such compensation, the Justices of the Court of Common Pleas in the County in which said land lies if not interested and if interested, the Justices of the Superior Court upon the application of said proprietors, or the owners of the land, reasonable notice of such application having been first given to the adverse party, shall appoint a committee who shall ascertain the same, in the same way as compensation is made to the owners of land for highways, as usually laid out.—Provided nevertheless, that it shall not be lawful for said Proprietors to

make such road until the damages done the owner or owners of the land through which the same is laid out, is ascertained and paid or tender thereof made.—

Sec. 5. And be it further enacted, that the said corporation may erect and fix such and so many gates or turnpikes upon and across said road, as will be necessary and sufficient to collect the tolls and duties herein after granted to said company, from all persons traveling on the same with horses, cattle, Carts and carriages.—

Sec. 6. And be it further enacted, that it shall and may be lawful for said corporation to appoint such and so many toll gatherers as they shall think proper to collect, and receive of and from every person or persons using said road, the rates of toll herein after mentioned, and to stop any person riding, leading or driving any horses, Cattle, Carts, or carriages from passing through said gates or turnpikes, until they shall have respectively paid the same; that is to say for every mile of said road, and so in proportion for a greater or less distance, or greater or smaller number of horses, cattle, or carriages, to wit, for every ten sheep or swine one half cent, for every ten neat cattle one Cent; for every ten horses or mules one cent; for every horse and his rider or led horse one cent; for every Sulkey, Chair, or Chaise with one horse and two wheels, two Cents; for every Coach, chariot Stage, Phaeton or Chaise with two horses, three cents; for either of the carriages last mentioned with four horses four Cents; for every other carriage of pleasure the like sums according to the number of wheels and horses drawing the same; for each Cart, Waggon or other carriage of burthen drawn by two beasts, one Cent and a half; if by more than two beasts one Cent for each additional yoke of oxen or pair of horses; for each pleasure sleigh, drawn by one horse, one Cent and a half; if drawn by two horses two Cents; if by more than two horses, one Cent for each additional horse; for each sled or sleigh of burden drawn by one horse three quarters of a Cent; if drawn by two horses or a yoke of oxen one Cent; if by more than two horses or a yoke of oxen one Cent for each additional pair of horses or yoke of oxen; and at all times when the toll gatherer shall not attend his duty the gates shall be left open.—And if any person shall with his carriage, team, cattle, or horses, turn off the said road to pass the said turnpike gates on ground adjacent thereto, not being a public highway with an intent to avoid the payment of the toll, due by virtue of this act, such person shall forfeit and pay three times so much as the legal toll would have been, to be recovered by the Treasurer of said corporation, to the use thereof, in an action of debt or on the case; Provided that nothing in this act shall extend to entitle said corporation to demand or receive toll of any person who shall be passing with his horse or carriage to or from public worship or on a funeral, or with his horse team or Cattle, to or from any mill, or on the common or ordinary business

of family concerns, within the same town, nor to any officer or soldier of the militia under arms, when going to or from the place of military duty.—

Sec. 7. And be it further enacted, that said proprietors shall divide the property belonging to them as a corporation into shares, and into such number of shares, as they shall think proper and determine on at their first meeting; which shares shall forever hereafter be deemed and held as personal estate, and shall be transferable by assignment duly executed, acknowledged, and recorded by the Clerk of the corporation, and the share or shares of any proprietor may be sold at auction by the Treasurer in default of payment of assessments duly made and publicly notified, or the sum or sums due from any delinquent proprietor on account of any assessment or assessments duly made may be recovered by the said corporation, or the Treasurer thereof for the time being, of such delinquent proprietor or proprietors by action or suit at law in any Court or Courts proper to try the same.

Sec. 8. And be it further enacted, that no toll shall be taken for any mile of said road, until seven hundred dollars shall have been expended thereon or a proportionate sum upon the whole of said road; nor until the Justices of the Superior Court shall adjudge the said road is sufficiently made to entitle said corporation to receive said toll.—

Sec. 9. And be it further enacted, that in case the town of Hopkinton shall lay out construct and build a public road or highway on the best practicable ground from Moses Baileys in said Hopkinton to the place where the aforesaid turnpike road shall strike the line between the towns of Hopkinton and Bow, and shall cause the same to be compleated and built in a perfect manner at the time said turnpike may be finished as aforesaid from the London Derry Turnpike road to the line of said Hopkinton, that this grant shall terminate at said line between the Towns of Bow & Hopkinton.

Sec. 10. And be it further enacted, that said corporation may be indicted for want of repairs of said road, after the Toll gate or gates are erected, and fined in the same way and manner as towns are by law fineable for suffering highways and bridges to be out of repair, and said fines may be levied on the profits and tolls accruing to said incorporation.

Sec. 11. And be it further enacted, that when said corporation shall make it appear to the Justices of the Superior Court, that the said sum of seven hundred dollars has been expended on each mile of said road, or a proportionate sum on the whole number of miles as aforesaid, and that said road is sufficiently made to entitle said corporation to receive said toll, then the said corporation shall have liberty to erect the gates as aforesaid.—Provided, that if the said turnpike road shall in any part be the same with the highway now used, it shall not be lawful for said corporation

to erect any gate or turnpike upon or across that part of said road, which is now used as a public highway, anything herein to the contrary notwithstanding.—

Sec. 12. And be it further enacted, that at the end of every six years after the setting up of any toll gate, upon the road aforesaid, an account of the expenditures upon said road, and the profits arising therefrom shall be laid before the Justices of the Superior Court for the time being, under forfeiture of the priviledges of this grant, and if the net profits for the said six years shall exceed nine per centum per annum, the said Court may reduce the future rates of Toll so far, as that it may not exceed nine per centum per annum; and if the said profits shall not amount to six per centum per annum the said Court may raise the future toll, so that it shall not be less than six nor more than nine per centum per annum.

Sec. 13. And be it further enacted, that if in five years from the passing hereof, the said road is not compleated, according to the provisions in this act, every part and clause thereof shall be null and void.—Provided also, that the State of New-Hampshire may at any time after the passing hereof repay the proprietors of said road the amount of the sums expended by them thereon, with nine per centum per annum in addition thereto, deducting the toll actually received by said corporation, in that case the said road shall to all intents and purposes be the property of the State of New Hampshire, any thing herein to the contrary notwithstanding.—Provided further, that the Legislature may at any time hereafter, repeal and make void this act, any thing herein to the contrary notwithstanding, whenever the good of the state may require it.—Provided however, that two thirds of both branches of the Legislature concur therein.—

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CARR LEAVITT AND OTHERS INTO A RELIGIOUS SOCIETY TO BE CALLED AND KNOWN BY THE NAME OF THE FIRST FREEWILL BAPTIST SOCIETY IN EFFINGHAM—

[Approved June 17, 1812. Original Acts, vol. 21, p. 77; recorded Acts, vol. 19, p. 166.]

Whereas a Petition has been presented to the General Court by a number of the Inhabitants of the Town of Effingham, praying that they with such others as may hereafter be admitted, may be incorporated into a religious Society, to be called and known, by the name of the first Free Will Baptist society in Effingham, which prayer appears reasonable

Therefore, Be it enacted by the Senate and House of Representatives in General Court convened, that Carr Leavitt, Isaac Lord, Abram Marston, Asael Dearbon, John Colley and Wear Dearbon, Inhabitants of Effingham and their Associates, with such others as may be admitted as members hereafter, living within the bounds of said Town of Effingham, Be and they hereby are made and erected into a body politic with continuation and succession forever, to be called and known by the name of the first Freewill Baptist society in Effingham, and by that name may sue and be sued, prosecute and be prosecuted, to final judgement and execution, and are hereby vested with all the powers and privileges which are by law incident to a Corporation of a similar nature—

And be it further enacted, that said society be and they are hereby authorized and impowered to raise such sum or sums of money, as they shall judge necessary for the support or maintenance of a publick teacher or teachers of piety, Religion and morality and to build and to repair Houses for publick worship, and to choose all proper Officers for transacting and managing the concerns of said society, and to make bye laws, for regulating the same, provided they are not repugnant and contrary to the Constitution of this State.—

And be it further enacted that Carr Leavitt and Isaac Lord, or either of them, shall warn and preside at the first Meeting of said society until a Moderator be chosen; which Meeting shall be warned by posting up a Notification sitting forth specially all matters, and things to be acted upon in said meeting at the first Freewill Baptist meetinghouse in said Town of Effingham fifteen days before the day of holding said Meeting.

And be it further enacted, that said society shall annually meet on the last tuesday of March for the purpose of raising money, for the purposes aforesaid, and for choosing all proper Officers for transacting the business of said Corporation, who shall be sworn to the faithful discharge of their duty, and all meetings of said society in future shall be notified or warned by the Clerk of said society, who shall cause a Notification setting forth the business to be transacted at said meeting to be posted up at such place or places as said society shall direct fifteen days prior to said meeting.

And be it further enacted, that no Person shall be considered as joining said society unless he or she shall sign his or her name in the Book of Records belonging to said society, and any person who shall hereafter join said society shall be discharged from said society by his or her giving notice thereof in writing to the Clerk of said society and likewise to the Clerk of said Town of Effingham. Provided that all Persons who shall be discharged from said society shall be holden to pay their proportion of all debts said society shall owe in their corporate capacity at the time of their leaving the same.—

And be it further enacted, that this Act shall not have any effect as it respects publick Lands in said Town of Effingham.

And be it further enacted, that the Legislature may, at any time hereafter, repeal and make void this Act, any thing herein to the contrary notwithstanding whenever the good of the State may require it, provided however, that two thirds of both branches of the Legislature concur therein.

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
CANTERBURY FRANKLIN HISTORICAL LIBRARY—

[Approved June 17, 1812. Original Acts, vol. 21, p. 78; recorded Acts, vol. 19, p. 170.]

Be it enacted by the Senate and house of Representatives in General Court convened that Jonathan Ayers Esq^r Joseph M. Harper Amos Cogswell Stephen Haines Samuel Ames and their associates Propriators of said Library and all such as may hereafter become Propriators of said Library be & they hereby are incorporated into a body politic by the name of the Propriators of the Canterbury Franklin Historical Library with continuation and Succession forever and in that name may sue and be sued in all personal Actions—and may prosecute and defend the same to final Judgment & Execution and are hereby vested with all the powers and priveledges incident to corporations of a simelar nature and may enjoin penalties of disfranchisement or fine not exceeding three Dollars for each offence to be recovered by said Propriators in an Action of debt to their use in any Court in this State proper to try the same—and they may make purchase and receive Subscriptions grants and donations of personal Estate not exceeding one thousand Dollars including the Books in s^d Library for the purpose of their Association—

And be it further enacted that the said Corporation be and they hereby are authorised to Assemble in said Town of Canterbury on the first Monday of November Annually to Choose all such Officers as may be found necessary for the orderly conducting the affairs of said Corporation—who Shall continue in office till others are chosen in their room—and said Corporation may Assemble as often as may be found necessary for filling up vacancies which may happen in said Offices and for transacting all other business Except the raiseing of money which shall not be done except at an Annual meeting at which Annual meeting they are impowred to vote all such sums of money which may be found necessary for

defraying the Annual expences of preserving said Library and for enlarging the same—and shall make and enact all such rules and bye laws for the Government of said Corporation as may from time to time be found necessary provided the same be not repugnant to the Constitution and Laws of this State—

And be it further enacted that Jonathan Ayers Esq^r and Joseph M. Harper or either of them are hereby authorised to call the first Meeting of s^d Propriators at such time and place as they may Appoint by posting up a notification at the South Meeting house in said Canterbury at least ten days before the time of holding said meeting—and said Propriators at said meeting may agree on the manner of calling Meetings in future and shall have all the powers to make rules and bye Laws and to choose all Officers as they may or can do at their Annual Meeting

And be it further enacted that the Legislature may at any time hereafter repeal this Act and every part thereof if the public good require the same provided two thirds of both branches concur therein—

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF NATHAN BABBETT JUNIOR TO
NATHAN GODFREY BABBETT.

[Approved June 17, 1812. Original Acts, vol. 21, p. 79; recorded Acts, vol. 19, p. 174.]

Whereas Nathan Babbett junior of Westmoreland in said State has petitioned the General Court praying that he may be authorised to assume the name of Nathan Godfrey Babbett and the said prayer appearing reasonable

Therefore

Be it enacted by the Senate and House of Representatives in General Court convened that Nathan Babbett, junior be and he is hereby authorised to assume and bear the name of Nathan Godfrey Babbett.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
BENEVOLENT LODGE IN AMHERST—

[Approved June 17, 1812. Original Acts, vol. 21, p. 80; recorded Acts, vol. 19, p. 175.]

Be it enacted by the Senate and House of Representatives in General Court convened, That, Thomas Beede, Ephraim P. Bradford, Aaron Whitney, Daniel Warner Solomon Danforth Junior Samuel Curtis, Joseph Boutal, Adams F. Jones, Nathan Fuller, Daniel Weston, Benjamin Nourse, Nathaniel Emerson, and their Associates be, and they hereby are made a body politic and corporate forever, by the name of The Benevolent Lodge in Amherst; and by that name may sue and be sued, plead and be impleaded; and shall be, and hereafter are vested with all the power and privileges, which are by law incident to corporations of a similar nature—

And be it further enacted, that the said corporation be, and they hereby are authorized, and impowered to purchase take, and hold in fee simple, or otherways real estate, not exceeding two thousand dollars; and may collect and establish funds, not exceeding two thousand dollars, for promoting the charitable designs of their institution,—

And be it further enacted, That Thomas Beede Daniel Warner, Samuel Curtis, or, either of them, be and they hereby are authorised and impowered to call the first meeting of said Corporation by giving three weeks notice of the time and place thereof, in some Public newspaper printed in Amherst; and the said Corporation may at that time or, at any subsequent meeting agree on the times and places of holding future meetings, and the method of calling the same, and may also, elect such Officers; and make and establish such rules and By-laws, as they may think necessary and proper for the regulation and government of the Corporation;—Provided said rules and by-laws be not repugnant to the Constitution, and Laws of the State of New-Hampshire—

And be it further enacted, that the Legislature may, at any time hereafter, repeal and make void this Act, any thing herein to the contrary notwithstanding—

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOSEPH STONE TO JOSEPH MILTON.

[Approved June 17, 1812. Original Acts, vol. 21, p. 81; recorded Acts, vol. 19, p. 176.]

Whereas Joseph Stone of Salisbury in the County of Hillsborough in said State has petitioned the General Court praying that he may be authorised to assume the name of Joseph Milton and the said prayer appearing reasonable—

Therefore

Be it enacted by the Senate and House of Representatives in General Court convened that Joseph Stone be and he is hereby authorised to assume and bear the name of Joseph Milton

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE JUDGE OF PROBATE FOR THE COUNTY OF CHESHIRE TO ALLOW THE COMMISSIONERS ON THE ESTATE OF ALPHEUS READ LATE OF WESTMORELAND IN SAID COUNTY DECEASED A FURTHER TIME OF SIX MONTHS FOR RECEIVING EXAMINING & ADJUSTING THE CLAIMS OF THE CREDITORS TO SAID ESTATE—

[Approved June 17, 1812. Original Acts, vol. 21, p. 82; recorded Acts, vol. 19, p. 177.]

Whereas Micah Read & others have petitioned the Legislature setting forth that they have claims against the Estate of said Alpheus Read, which they were prevented from exhibiting to the Commissioners on said Estate within the eighteen months allowed by the Judge of Probate for that purpose: by reason, that they supposed said Claims were previously settled, & praying relief in the premises—

Therefore

Be it enacted by the Senate & House of Representatives in General Court convened that the Judge of Probate in & for said County of Cheshire, be & he is hereby authorised, empowered, & directed, to allow to the Commissioners on the Estate of said Alpheus Read a further time of six months from the fifteenth day of June current, for receiving examining & adjusting the claims of Creditors against said Estate—

And be it further enacted that in case the said Commissioners shall decline accepting the trust reposed in them by the said Judge of Probate in pursuance of this Act, the said Judge is hereby authorised & empowered to appoint two or more persons for the purposes aforesaid, whose doings therein shall be good & effectual in law—

And be it further enacted that said Commissioners shall give notice of the times & places of their meeting for the purposes aforesaid, in such manner as the Judge of Probate shall order & direct—

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
AURELIAN SOCIAL LIBRARY IN HAVERHILL.—

[Approved June 17, 1812. Original Acts, vol. 21, p. 83; recorded Acts, vol. 19, p. 179.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Joseph Sawyer, John Page Jun^r, William Kimball, Benjamin Swan and their associates, Proprietors of said Library, and all such as may hereafter become members of the same, be, and they hereby are incorporated into a body politic, by the name of the *Aurelian Social Library* in Haverhill, with continuation and succession forever; and in that name may sue and be sued, in all personal actions, and prosecute and defend the same to final judgment & execution. And they are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine, not exceeding four dollars for each offence, to be recovered by said proprietors in an action of debt to their use, in any Court in this State proper to try the same.—And they may purchase and receive subscriptions, Grants and donations of personal Estate, in a sum not exceeding one thousand dollars for the use of said corporation.—

And be it further enacted, That said Proprietors be and they hereby are authorized to assemble in Haverhill aforesaid on the first monday in November annually, to choose such officers as may be found necessary for the orderly conducting of the affairs of said Corporation, who shall continue in office till others are chosen in their stead. And said Corporation may assemble as often as may be found necessary for filling up any vacancies which may happen in said offices, and transacting all such business as may be necessary except the raising of money, which shall always be done at their annual meeting.—

And be it further enacted, That the abovementioned Joseph Sawyer and John Page Jun^r or either of them, are hereby authorized to call the first meeting of said Corporation, by posting up a notification in writing, at some public place in said Town, fourteen days, at least, before the time of holding said meeting, expressing the time, place and design of the same. And the said Proprietors may agree at said Meeting, on the time and manner of holding future meetings, and shall have power to make all rules and bye laws, which may be found necessary, provided the same be not repugnant to the Constitution and laws of this State.—

And be it further enacted, That the Legislature shall have power to repeal the whole of this act, whenever the good of the State may require it, two thirds of both branches of the Legislature concurring therein, anything in this act to the Contrary notwithstanding.—

[CHAPTER 25.]

State of }
New Hampshire, }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE ANDOVER TURNPIKE CORPORATION—

[Approved June 17, 1812. Original Acts, vol. 21, p. 84; recorded Acts, vol. 19, p. 181. Session Laws, 1812, p. 25.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Ebenezer Eastman and Joshua Fifield, and their Associates and successors, be, and they hereby are incorporated, and made a body corporate and politic under the name of the Andover Turnpike corporation; and in that name may sue and prosecute, be sued and prosecuted, to final judgment and execution; and shall be and hereby are, vested with all powers and privileges which by law are incident to corporations of a similar nature—

And be it further enacted, That the said Ebenezer Easman and Joshua Fifield or either of them, shall call a meeting of the proprietors of said corporation by advertisement in one of the news papers printed in Concord, to be holden at some suitable time and place at least thirty days from the first publication of said advertisement; and the proprietors, by a vote of a majority of those present or represented at said meeting, allowing one vote to each share in all cases, shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of said office; and shall also agree on a method of calling future meetings; and at the same time or at any subsequent meeting, may elect such officers, and establish such rules and bye-laws as they may think necessary for the regulation and goverment of said

corporation, and for collecting the tolls herein after established, and the same bye-laws may cause to be executed, and may annex penalties to the breach thereof, provided such rules and bye-laws are not repugnant to the Constitution and laws of this State. And all representations shall be proved by writing signed by the person to be represented, which shall be filed with the Clerk; and this act and all rules, regulations, and proceedings of said corporation, shall be fairly and truly recorded by the Clerk in a book or books provided and kept for that purpose

And be it further enacted, that said corporation are empowered to survey, lay out, make and keep in repair, a turnpike road, four rods wide, in such rout or track, as, in the best of their judgment, shall combine shortness of distance with the most practicable ground, from Republican Bridge so called, in Salisbury, to the Fourth New Hampshire Turnpike in Andover, at or near the dwelling house of Samuel Kimball.

And be it further enacted, That in case the proprietors, and owners of land on which said road may run shall not agree on the compensation: to be made for said land, and shall not agree in appointing persons to appraise said land, the Court of Common Pleas for the County of Hillsborough, upon application to them made by either party, the adverse party having been duly notified of said application, may appoint a committee to appraise the same and assess such damages as they shall deem reasonable and just; and no labor shall be done on said road, until the damages so assessed are actually paid, or a legal tender made thereof to the owner or owners of said land so appraised.

And be it further enacted, That said corporation may erect and fix so many gates or turnpikes upon and across said road as may be necessary to collect the tolls and duties herein after granted to said company from all persons travelling or using the same.

And be it further enacted, That it shall & may be lawful for said Corporation to appoint such and so many toll-gatherers as they shall think proper, to collect and receive of and from each and every person using said road, the tolls and rates herein after mentioned, and to stop any person or persons riding, leading or driving any horses, cattle, swine, sheep, sulkey, chair, chaise, phaeton, coach, chariot, cart, waggon, sleigh, sled or other carriage of burden or pleasure, from passing through said gates or turnpikes, until they shall have respectively paid the same:—that is to say, for every mile of said road, and so in proportion for a greater or less distance, or for a greater or smaller number of Cattle, or Carriages, to wit, for every ten Sheep, or swine one cent; for every ten cattle or horses two cents; for every horse and rider, or led horse, one cent; for every Sulkey, chair or Chaise, with one horse and two wheels, two cents; for every chariot, coach,

stage, Pheaton, or chaise with two horses and four wheels four Cents; for every, other Carriage of pleasure, the like sums according to the number of wheels, and horses drawing the same—. for each cart or other carriage of burden, drawn by one beast, one cent; for each cart, Waggon, or other carriage of burden drawn by two beasts one and a half cents if drawn by more than two beasts, one cent for each additional yoke of oxen, or pair of horses; for each sleigh drawn by one horse, one and a half cents; if drawn by two horses two cents, if by more than two horses, one cent for each additional horse;—for each sled drawn by one beast, one cent,—if drawn by two beasts, one cent and a half, if by more than two beasts, one cent for each additional yoke of oxen, or pair of horses.—And at all times, when the Toll gatherer shall not attend his duty, the gate shall be left open.—And if any person or persons shall with an intent to avoid the toll due by virtue of this act, turn off said road with his carriage team, cattle or horses, to pass said turnpike, or gate, on ground adjacent thereto, said ground not being a public highway, such person or persons, shall forfeit and pay three times so much as the legal toll would have been, to be recovered by the Treasurer of said corporation, to the use thereof in an action on the case, Provided, that nothing in this act shall extend to entitle said corporation to demand toll of any person who shall be passing with his horse or carriage to or from public worship, or funeral, or with his horse, team or cattle, to or from any mill, or in any other manner, on the common and ordinary business of family concerns, in the town where such person resides:—nor of any officer or soldier of the militia under arms, while passing to or from the place of military duty; any thing in this act to the contrary notwithstanding.

And be it further enacted, That the said corporation are hereby empowered to purchase and hold for the purpose aforesaid so much land as will be necessary for such Turnpike road; and the share or shares of any of said proprietors may be transferred by deed duly executed acknowledged and recorded by the Clerk of said corporation on their records:—and the share or shares of any of said proprietors may be sold by said corporation for non-payment of assessments duly made agreeably to the bye-laws of said corporation.

And be it further enacted, That no toll shall be taken by said corporation for any mile of said road, until six hundred dollars, shall have been expended thereon in labor, or a proportionate sum on the whole number of miles, reckoning from said Republican Bridge to the place where said road shall terminate.

And be it further enacted, that said Corporation may be indicted for defect of repairs of said road, after the toll gates are erected, and fined in the same way and manner as towns are finable for suffering roads to be out of repair, and said fine may be levied

on the profits and tolls arising and accruing to said proprietors, from said road—Provided nevertheless, And be it further enacted, That if any part of said turnpike shall be the same with any highway now used it shall not be lawful for said corporation to erect any turnpike or gate on such part of said road, any thing in this act to the contrary notwithstanding.

And be it further enacted, That at the end of every six years after the setting up any toll gate on said road, an account of the expenditures upon said road, and the profits arising therefrom shall be laid before the Justices of the Superior Court of Judicature for the time being under the forfeiture of the privileges of this act in future. And if the net profits for the said six years shall exceed nine per centum per annum, the said Court may reduce the future toll so far as that it may not exceed nine per centum per annum—

And be it further enacted That if in four years said road shall not be completed according to the provisions of this act, then every part and clause thereof shall be null & void:—Provided also that the State of New Hampshire may at any time after the expiration of thirty years from the passing of this Act repay the proprietors of said road the amount of the sum expended by them thereon, with nine per centum per annum in addition thereto deducting the toll actually received by the proprietors, and in that case the said road shall, to all intents and purposes be the property of the State of New Hampshire any thing herein to the contrary notwithstanding.

Provided nevertheless, that the Legislature of this State shall have a right to adopt such measures in future, as by them may be considered necessary or expedient to compel the said proprietors to keep the said road in repair.—

And be it further enacted that the Legislature may at any time hereafter repeal and make void this Act; any thing herein to the contrary notwithstanding, whenever the public good may require it; provided two thirds of both branches of the Legislature concur therein.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT AUTHORISING JOHN HANSON TO ASSUME AND BEAR THE NAME OF JOHN TWOMBLY HANSON.—

[Approved June 18, 1812. Original Acts, vol. 21, p. 85; recorded Acts, vol. 19, p. 188.]

Be it enacted by the Senate and House of Representatives in General Court convened, That John Hanson of Dover, in the

County of Strafford be, and he is, hereby, authorised to assume and bear the name of John Twombly Hanson, and by that name hereafter to be known and called; any law, usage or custom to the contrary notwithstanding.—

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOHN BLAKE TO JOHN LAURIS BLAKE—

[Approved June 18, 1812. Original Acts, vol. 21, p. 86; recorded Acts, vol. 19, p. 188.]

Whereas John Blake of Northwood in said State, now student in Brown University, has petitioned the General Court, praying that he may be authorised to assume the name of John Lauris Blake, which prayer appearing reasonable—

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened That John Blake be and he is hereby authorised to assume and bear the name of John Lauris Blake, and may hereafter by that name be known and called, any law, usage or custom to the contrary notwithstanding.—

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT GRANTING A REHEARING TO JONATHAN ROLLINS

[Approved June 18, 1812. Original Acts, vol. 21, p. 87; recorded Acts, vol. 19, p. 189.]

Whereas by the sentence of a Court Martial held at Pembroke on the twenty ninth day of January in the year of our Lord one thousand eight hundred and twelve Jonathan Rollins of Loudon Captain of a company of cavalry of the eleventh Regiment was cashiered—And whereas it appears that the said Jonathan Rollins was tried by a partial and improper tribunal and that he ought to have a rehearing

Therefore

Be it enacted by the Senate and House of Representatives in General Court Convened That the Major General of the first Division of Militia in this State be and he hereby is authorised empowered and directed to appoint a Court Martial with full power

and authority to review the proceedings of the former Court Martial and with full power to affirm or reverse the sentence thereof as Justice shall direct in the same way and manner to all intents and purposes as if complaint had been originally made to them

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE AMHERST TURNPIKE CORPORATION.—

[Approved June 18, 1812. Original Acts, vol. 21, p. 88; recorded Acts, vol. 19, p. 190. Session Laws, 1812, p. 29. See act of June 26, 1815, *post*.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that David Dexter, Josiah Stevens, and Samuel Fiske and their associates and successors, be, and they hereby are incorporated and made a body corporate and politic forever, under the name of the Amherst Turnpike Corporation and in that name may sue and prosecute, and be sued and prosecuted unto final judgment and execution; and shall be and hereby are vested with all the privileges and powers which by law are incident to corporations of a similar nature.—

Sec. 2. And be it further enacted, that the said David Dexter and Josiah Stevens or either of them, shall call a meeting of said proprietors, to be holden at any suitable time and place by posting notifiycations, one at least in some public place in each town through which said road is contemplated to pass, at least fourteen days before the time of holding said meeting expressing the time, place, and design of said meeting; and the proprietors by a majority present or represented at said meeting accounting and allowing one vote to each share in all cases shall choose a Clerk who shall be sworn to the faithful discharge of the duties of his office; and shall agree on a method of calling future meetings; and at the same or at any subsequent meeting, may elect such officers and make and establish such rules and bye-laws as to them shall seem necessary and convenient, for the reguluation and government of said Corporation for carrying into effect the purposes aforesaid, and for collecting the tolls hereinafter established; and the same bye-laws may cause to be executed, and annex penalties to the breach thereof: provided said rules and bye-laws are not repugnant to the laws of this state; and all representations at any meeting shall be proved by writeing signed by the person to be represented, which shall be filed by the Clerk in a book or books provided and kept for that purpose.—

Sec. 3. And be it further enacted, that the said corporation are hereby empowered, to lay out make and keep in repair a turnpike road of four rods wide, begining at the end of the second New Hampshire Turnpike on Amherst plain thence runing to the line between the State of New Hampshire, and Commonwealth of Massachusetts in a direction to meet the Turnpike Road in Tyngsborough in the Commonwealth of Massachusetts, conforming to the survey lately made by Daniel Warner, Esquire as near as the nature of the ground will permit.—

Sec. 4. And be it further enacted, that if the said proprietors, and the owners of land over which said road may run, shall not agree on the compensation to be made for such land, and shall not agree in appointing persons to ascertain such compensation, the Justices of the Court of Common Pleas in the County where such land lies, if not interested, and if interested, the Justices of the Superior Court, upon the application of the proprietors or owners of the land, reasonable notice having been given, to the adverse party of such application, shall appoint a committee who shall ascertain the same in the same way as compensation is made to the owners of land for highways as usually laid out.—Provided nevertheless, that it shall not be lawful for said proprietors to make such road untill the damages done the owner or owners of the land through which the same is laid out, is accertained and paid or tender thereof made, or security given for the payment of the same to the said owner thereof to his or their satisfaction.—

Sec. 5. And be it further enacted, that the said corporation may erect and fix such and so many gates or turnpikes upon & across said road as will be necessary and sufficient to collect the tolls and duties herein after granted to said company, from all persons traveling the same with horses, cattle, Carts or Carriages.

Sec. 6. And be it further enacted, that it shall and may be lawful for said company, to appoint such and so many toll gatherers as they shall think proper, to collect of and from all and every person or persons using said road, the rates and tolls herein after mentioned, and to stop any person riding, leading, or driving any horses, Cattle, Carts, or Carriages, from passing through said gates or turnpikes until they shall respectively have paid the same, that is to say for every mile of said road, and so in proportion for a greater or less distance, or greater or smaller number of horses, Cattle or Carriages (*viz*) for every ten Sheep or Swine one half cent; for every ten neat Cattle, horses, or Mules one cent; for every horse and his rider, or led horse one cent; for every Sulkey, Chair or Chaise, with one horse and two wheels, two Cents; for every Coach, Chariot, Stage, Phaeton, or Chaise with two horses and four wheels, three Cents; for either of the Carriages last mentioned with four horses four Cents; for every other Carriage of pleasure, the like sums according to the number of wheels and

horses drawing the same; for each Cart, Waggon or other Carriage of burthen drawn by one beast, one Cent; for the like carriages drawn by two beasts, one and a half Cent; if by more than two beasts, one Cent for each additional yoke of oxen or pair of horses; for each pleasure sleigh drawn by one horse, one Cent and a half; if drawn by two horses, two Cents; if drawn by more than two horses one Cent for each additional horse; for each sled or sleigh of burthen, drawn by one horse, three quarters of a Cent; if by two horses or one yoke of oxen, one Cent; if by more than two horses or one yoke of oxen, one Cent for each additional yoke of oxen or pair of horses; and at all times when the toll gatherer does not attend his duty the gates shall be left open; and if any person shall with his Carriage, team, Cattle, or horses turn off the said road to pass the said turnpike gate on ground adjacent thereto, not being a public highway, with an intent to avoid the payment of the toll due by virtue of this act, such person shall forfeit and pay three times as much as the legal toll would have been.—Provided, that nothing in this act shall extend to entitle said corporation to demand or receive toll of any person who is an inhabitant of any town where any gate may be erected, nor any officer or Soldier of the militia under arms, going to or from the place of military duty nor to any funeral that may have occasion to pass said gate.—

Sec. 7. And be it further enacted, that the said corporation are hereby empowered to purchase and hold in fee simple, so much land as will be necessary for said Turnpike road, and the share or shares of any proprietor may be transferred by deed, duly executed, acknowledged and recorded by the Clerk of said corporation on their records; and said shares may be sold by said corporation on non payment of assessments duly made agreeable to the bye-laws of said corporation.—

Sec. 8. And be it further enacted, that the said corporation shall take no toll for any mile of said road untill six hundred dollars shall have been expended thereon, reckoning a proportionate sum upon the whole number of miles from the second New Hampshire turnpike road on Amherst Plain, to the line between the state of New Hampshire and the Commonwealth of Massachusetts; nor shall any toll be taken for any mile of said road untill the Justices of the Superior Court shall adjudge that said road is sufficiently made to entitle the said corporation to receive toll, at which time said incorporation may erect gates thereon according to the provisions of this act.—

Sec. 9. And be it further enacted, that said corporation may be indicted for want of repairs on said road after the toll gates are erected, and fined in the same way and manner as Towns are by law fineable for suffering highways and bridges to be out of repair and said fines may be levied on the profits and tolls accruing to said corporation.—Provided that if said Turnpike road shall

in any part be the same with any highway now used it shall not be lawful for said corporation to erect any gate or turnpike upon or across that part of said road which is now used as a public highway; any thing herein to the contrary notwithstanding.—

Sec. 10. And be it further enacted, that at the end of every six years after the setting up of any toll gate, upon the road aforesaid, an account of the expenditures upon said road and the profits arising therefrom, shall be laid before the Justices of the Superior Court, for the time being under the forfeiture of the privileges of this grant in future; and if the net profits for the said six years shall exceed nine per centum per annum, the said Court may reduce the future rates of toll so far as that it may not exceed nine per centum per annum; and if the said profits shall not amount to six per centum per annum, the said Court may raise the future rates of toll, so that it shall not be less than six per centum per annum nor more than nine per cent per annum,—

Sec. 11. And be it further enacted, that if in four years from the passing of this act, the said road and every part thereof shall not be compleated, agreeable to the provisions of this act, every part and clause thereof shall be null and void.—Provided also that the state of New Hampshire may at any time after the passing hereof repay the proprietors of the said road the amount of the sums expended by them thereon, with nine per cent per annum in addition thereto, deducting the toll actually received by said corporation; in that case, the road shall to all intents and purposes, be the property of the state of New Hampshire.—Provided further that the Legislature of this State shall have a right to adopt such measures in future, as shall by them be considered necessary or expedient, to compel said proprietors to keep said road in good repair.—

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JOHN L SULLIVAN AND OTHERS BY THE
NAME AND STYLE OF THE MERRIMACK BOATING COMPANY.—

[Approved June 18, 1812. Original Acts, vol. 21, p. 89; recorded Acts, vol. 19, p. 197.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened That the said John L. Sullivan, his Associates & Successors be, and they hereby are incorporated, and shall be a Corporation forever under the name of the Merrimac

Boating Company and by that name may sue and prosecute and be sued and prosecuted to final Judgement and Execution and shall be and hereby are vested with all the powers and privileges which are by law incident to Corporations.

Sec. 2^d And be it further enacted that the said John L Sullivan his Associates and Successors shall under this Act have power and authority to have, own and use Boats for the purpose of transporting Goods, Wares and Merchandize the produce and Manufacturies of the Country and other things on the River Merrimac to and from the southerly line of this State to the mouth of the Winnipisiogee river and may have and own Landing places on the said River and Waters that discharg into the same.—

Sec. 3^d And be it further enacted that the said John L Sullivan may make an application to any Justice of the peace for the County of Hillsborough requesting him to call a meeting of the Proprietors to be holden at some convenient place within said County whereupon said Justice is hereby empowered to issue his warrant directing him to warn and notify said proprietors to meet at such time and place as he shall therein direct to agree on such method as may be thought proper for calling Meetings of said Company in future and to do and transact such matters and things relating to the said Corporation as shall be expressed in the Warrant, and the proprietor to whom such Warrant shall be directed shall give notice to the proprietors by causing the same or the substance thereof to be published in two of the Boston News-papers fourteen days before the holding of the said Meeting, and make return thereof under his hand to the same Meeting to be lodged with the Clerk to be then and there chosen. And the proprietors may at the same or any other legal Meeting choose a Clerk, Treasurer Agent and other Officer or Officers of the Corporation who shall be sworn to the faithful discharge of the duties of their respective offices that they may deem necessary for ordering and regulating the business and affairs of the said Corporation and every Proprietor shall have a right to vote in the proprietary Meetings according to his share and interest in person or by representation, each Share having one vote.—

Sec. 4th And be it further enacted that the Corporation hereby erected, be and hereby is authorised and empowered to purchase and hold to them and their Successors forever, so much personal Estate, consisting of Boats, Tackle, Engines and Apparel as may be necessary for Transportation as aforesaid, and so much real Estate as may be necessary for the purpose of landing places and Store Houses, provided the real Estate does not exceed the value of five thousand Dollars, and the personal estate does not exceed twenty thousand Dollars; And all property held by the said Corporation shall be divided into one hundred Shares and shall be

considered as personal property and transferable by assignment. And nothing in this Act shall be construed to exempt the property of this Corporation from publick Taxes—

Sec. 5th And be it further enacted that if said Corporation or any of their agents or Servants shall unnecessarily stop, hinder or impede the navigation of Boats or Rafts on the River or in the Canals, not belonging to said Corporation, said Corporation shall for every such offence forfeit and pay the sum of ten Dollars to be recovered by action in any Court or Courts of competent Jurisdiction.—

Sec. 6th And be it further enacted, That the property of individual Proprietors or Stockholders in said Corporation shall be liable to attachment by their respective Creditors in the same manner that the property of individual Proprietors or Stockholders in other Corporations are now by Law liable, and the same may be sold on Execution in the same Manner and under the same regulations that other personal property is now by Law subject to sale on Execution; and upon the sale thereof, the Sherriff who shall sell the same shall file a Copy of his doings with the Clerk of said Corporation, and thereupon the proper Officers of said Corporation shall grant or issue new Certificates of the Share or Shares so sold to the purchaser or purchasers thereof which shall constitute said Purchaser or purchasers Proprietors or Stockholders in said Corporation with all the Rights and privileges of the other proprietors or stockholders in said Corporation—owning the same amount of corporate property.—

Sec. 7. And be it further enacted, that the Clerk of said Corporation shall at all times give certified Copies of his Records to any person or persons applying for the same upon receiving or having tendered unto him such fees as are by Law allowed to the Clerks of the judicial Courts for Copies.—

Sec. 8. And be it further enacted, That the Legislature may at any time hereafter, repeal and make void this Act, anything herein to the contrary notwithstanding, whenever the public good of the State may require it, provided however that two thirds of both Branches of the Legislature concur therein—

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THOMAS STICKNEY & PLINY CUTLER BY
THE NAME OF THE MANCHESTER COTTON & WOOLEN MANU-
FACTURING COMPANY.

[Approved June 18, 1812. Original Acts, vol. 21, p. 90; recorded Acts, vol. 19, p. 201.]

Sect. 1st Be it enacted by the Senate and House of Representatives in General Court Convened That Thomas Stickney & Pliny Cutler and their associates and successors be and they hereby are incorporated and made a body politic forever by the name of the Manchester Cotton & Woolen Manufacturing Company; and in that name may sue and be sued prosecute and be prosecuted defend & be defended to final judgment and Execution: and shall be and hereby are vested with all the privileges and powers which by Law are incident to Corporations of a similar nature, and also may have and use a common seal which they may break alter and renew at Pleasure.

Sect 2^d And be it further enacted that the said Company shall have power and hereby is authorized, to carry on the manufacturing of Cotton and Woolen yarn and Cotton and Woolen Cloth in Manchester on the easterly side of Merrimack River and near Blodget's Canal, and the business necessarily connected therewith: and may erect any dam, mill, or mills, building or buildings necessary for the carrying on of this useful manufactory and the business connected therewith.

Sect. 3^d And be it further enacted that the said company may be lawfully seized and possessed of such real and personal Estate as may be necessary and convenient for establishing and carrying on said Manufactory, & the business therewith connected, and the same may sell and dispose of at pleasure: Provided, that such real estate shall not exceed in value the sum of Ten Thousand Dollars, and such personal estate shall not exceed in value, the sum of forty thousand Dollars.

Sect 4th And be it further enacted that the persons above named or either of them may by an Advertisement in any Newspaper Printed in the County of Hillsborough call a meeting of said Company, to be holden in Manchester at any suitable time and place after twenty days from the first publication of said advertisement, and the members of said company by Vote of the majority of those present or represented at said meeting, in all cases counting and allowing one Vote to one share, two votes to four shares, three votes to seven shares, four votes to eleven shares,

six votes to twenty two shares, seven votes to twenty nine shares and eight votes to forty shares, shall choose a Clerk who shall be sworn by a Justice of the Peace to the faithful performance of his duty, a Treasurer a President & such other officers as may appear necessary, for the management of the bussiness and concerns of said Company, and shall agree on the manner of calling future meetings, and at the same or any other subsequent meeting make and establish any rules and regulations for regulating said Company, and the same rules and regulations may cause to be kept and executed or for the breach thereof may order and enjoin fines and penalties not exceeding twelve Dollars for any one breach thereof: Provided such rules and regulations are not repugnant to the Constitution & Laws of this State: and all agents and proxies at any meeting shall be authorized in writing signed by the persons by whom they are appointed which shall be filed & recorded by the Clerk provided no member of the Company shall be allowed more than eight Votes—

Sect. 5th. And be it further enacted that the property of said company shall be, and hereby is divided into One hundred shares and shall be numbered in progressive order, begining at number one, and every original member thereof shall have a certificate under the seal of said Corporation and signed by the Treasurer, certifying his property in such share as shall be expressed in said certificate.

Sect 6th And be it further enacted that any share or shares may be alienated by the Proprietors thereof his executors or administrators by a deed under the hand and seal of him, or them, acknowledged before some Justice of the Peace and recorded in a Book by the Clerk kept for that purpose, and any purchaser named in such Deed so recorded shall on producing the same to the Treasurer and delivering up to him the former certificate be entitled to a new certificate, executed in the form aforesaid certifying the property in such share, or shares, to be in such purchaser.

Sect. 7th And be it further enacted, that whenever any member of said Company shall neglect or refuse to pay any Tax or assesment duly voted by said Company to their Treasurer, within thirty days after the time limited for the payment thereof the Treasurer of said Company is hereby authorized to sell at public vendue, the share or shares of such delinquent member, one or more as shall be necessary & sufficient to pay such Taxes & necessary incidental charges, after duly notifying in one or more Public Newspapers printed in the County of Hillsborough, & in such other way as the company may direct, the sum due on such shares and the time, and place of sale, at least thirty days previous to the time of sale: and such sale shall be sufficient transfer of such share, or shares, so sold to the person purchasing the same,

and on producing a certificate of such sale from the Treasurer to the Clerk of said Company the name of such purchaser with the number of shares sold, shall be by the Clerk entered on the Books of said Company and such person shall be considered to all intents & purposes the proprietor thereof, & the overplus, if any there be, shall be paid on demand by the Treasurer, to the person whose share, or shares were thus sold.

Sect 8th And be it further enacted that when execution shall issue on any Judgement recovered against said Company and the same shall be returned not satisfied, the original Plaintiff in the action wherein the Execution was awarded and issued, may sue out a writ of Scirefacias from the Court wherein the Judgement was entered, in which the same execution was awarded and issued against such person or persons as are or were proprietors and members of said Company at the time such Judgement was rendered, and may have execution against their goods and estate, or against the goods or estate of any such deceased member of said Company in the hands of his or their Executors, or administrators with additional costs and damages.

Sect. 9th And be it further enacted That this act shall be deemed and taken to be a public act & as such may be declared upon & given in evidence in any Court of Law without specially pleading the same: Provided always that the Legislature may from time to time hereafter upon due notice to said Company make such further provision and regulation for the management of the business of said Company, and the government thereof, as they may think proper.

Sect. 10—And be it further enacted that the Capital Stock actually employed in said Manufactory shall be exempt from Taxation for the term of five years after the same shall go into operation provided it do not exceed Twenty Thousand Dollars.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF STEVENS' BRIDGE

[Approved June 18, 1812. Original Acts, vol. 21, p. 91; recorded Acts, vol. 19, p. 205.]

Sec—1—Be it enacted by the Senate and House of Representatives in General Court Convened—that Sophia Stevens Ebenezer Carleton Robert Neilson Martin Griswold Jacob Gilman Jonathan Bowman Daniel Moor Philip Paddleford Jun^r and Nathan Scarritt, and such persons as May Hereafter associate with them be and hereby are incorporated and Made a body corporate and politic by

the name of the proprietors of Stevens Bridge and by that name may Sue prosecute, and defend and be sued prosecuted and defended to final Judgment Execution and Satisfaction and are hereby invested with all the powers and previliges incidental to Corporations of a similar nature—subject however to the reservations and limitations herein After expressed—

Sec—2—And be it further enacted that there be and hereby is granted to the said proprietors and their Assosiates the Sole and exclusive right and privilege of building erecting and keeping a tool bridge over and across Connecticut River between Lyman in this State and Barnet in the state of Vermont beginning at the first falls in Said river next below the landing Places of Stevens ferry or at any other place up said river within two miles of Said falls—

Sec—3 And be it further enacted—that the Said Eben^r Carlton and Robert Neilson or either of them be and hereby are empowered to Call a meeting of said Proprietors to be holden at any suitable time and place by posting up advertisements thereof at some public places in the Said towns of Lyman and Barnet at least thirty days prior to Such meeting— at which said meeting the Said proprietors by the Major vote of those present or represented may Choose a Clerk and such other officers As they may think necessary, who shall be Sworn to the faithfull discharge of the duties of their respective offices—may Agree on a method of calling future meetings—may divide Said corporation into Such number of shares as they may thinck proper—and may make and establish such by laws as they may thinck necessary for the better regulation of the affairs of said corporation and for carrying into effect the purposes of the same—provided such bye laws shall not be repugnant to the laws of this State—And all representations shall be proved by writing signed by the person represented and filed with the Clerk—And this act the bye laws of said corporation and all other proceedings thereof shall be recorded by the clerk in a proper book or books for that purpose to be furnished and kept—

Sec. 4. And be it further enacted that Said Proprietors are hereby empowered to purchase any lands adjoining said bridge not exceeding three acres and hold the Same so long as they shall keep the Conditions of this charter herein after expressed and the shares of said corporation may be transfered by will or by deed, acknowledged and recorded by the clerk of Said corporation—and Shall be considered as personal estate—

Sec—5—And be it further enacted that said proprietors at any meeting regularly called may vote Assessments upon said shares and for the non payment thereof may sell such shares at auction in Such manner as by their bye Laws may be established—or Said proprietors may recover such assessents against delinquent Proprietors after due notice—by action of debt in any Court of competent Jurisdiction

Sec—6—And be it further enacted that a toll be and hereby is granted and established to Said proprietors as the legal rates of toll (to wit) for each foot passenger one cent—for each horse & Rider Six cents—for each horse and Chaise, Sulkey or Chair Twelve and one half cents—for each Sled or sleigh drawn by one horse Six cents—for each Sled or Sleigh drawn by two beasts twelve and one half cents—for each Sled or Sleigh drawn by three beasts eighteen cents—for each sled or Sleigh drawn by four beasts twenty five cents—and all over and Above four beasts three cents each—for each Coach, Chariot Phaeton or other four wheeled Carriage for passengers twenty five cents—for each Cart waggon or other Carriage of Burthen drawn by one beast Six cents for each Cart Waggon or other Carriage of burthen drawn by two beasts Twelve and one half Cents—for each Cart, Waggon or Carriage of burthen drawn by three beasts Eighteen Cents—for each Cart Waggon or other Carriage of burthen drawn by four beasts twenty five Cents and for all over and above four beasts three cents each—for each Horse Jack Mule or neat beast exclusive of those rode on or in carriages, two cents each—for each sheep or swine one half Cent each—To each team one person only shall be allowed to pass free of toll for each Curricule fifteen cents—And the said Proprietors of Stevens bridge are hereby empowered to erect a gate across said bridge and appoint necessary toll gatherers who are hereby empowered to Stop all persons from passing the same untill he she or they may have paid or tendered their toll at the rates aforesaid—provided that whenever there shall be no toll gatherer or he shall not attend to his duty the Gate Shall be left Open—

Sec—7—And be it further enacted that whenever said Gate may be erected and while the same shall be kept up the said Corporation may be indicted and fined for defect or want of repairs in said Bridge in the same manner that Town Corporations are by law indictable and finable for defects and want of Repairs in their Bridges—And any person or persons who may sustain any injury or damage by reason of any defect or want of Repairs in said Bridge. shall recover his damages against said Corporation by action of trespass on the case in any court of competent Jurisdiction.

Sect 8th And be it further enacted, that the said Proprietors shall not proceed to build said Bridge without having first obtained the consent of the Proprietors and owners of Stevens ferry, which shall be in writing and recorded by the Clerk of said Corporation, any thing herein to the contrary notwithstanding—And in case said Bridge should not be completed within three years or should be discontinued or out of repairs for the space of three years then this act and every part thereof to be null & void—

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
 "WASHINGTON LIBRARY ASSOCIATION."

[Approved June 18, 1812. Original Acts, vol. 21, p. 92; recorded Acts, vol. 19, p. 209.]

Be it enacted by the Senate and House of Representatives, in General Court Convened, that Charles G. Haines, and his associates, proprietors of said Library, and all such as may hereafter become Proprietors of the same, be and they hereby are incorporated into a body politic, by the name of The "Washington Library Association," with continuation and succession forever, and in that name may sue and be sued, in all personal actions, and prosecute and defend the same to final Judgment and execution. And they are hereby vested with all the powers and privileges incident to Corporations of a similar nature, and may enjoy penalties of disfranchisement, or fine not exceeding four Dollars for each offence, to be recovered by said Proprietors, in an action of Debt, in any Court proper to try the same. And said Corporation may purchase and receive subscriptions, grants and donations of personal estate, not exceeding the sum of one Thousand Dollars, including the Books in said Library, for the purpose of this association.

And be it further enacted, That said Proprietors be and they hereby are authorised to assemble annually, for the purpose of choosing all such officers as may be found necessary for the orderly conducting the affairs of said Corporation, who shall continue in office untill others are chosen in their room. And said Corporation may assemble as often as may be found necessary for filling up any vacancies which may happen in said offices, and for transacting all such business as may be found necessary for the benefit of said Corporation, and said corporation shall have power at their annual Meeting, to vote and raise such sums of money as may be found necessary for the annual and other expences, and for enlarging and preserving said Library, and may make and enact such rules and Bye Laws for the government of said Corporation as may from time to time, by them be found necessary. Provided, the same be not repugnant to the Constitution and Laws of this State. And the Notice for any Meeting of said Corporation, shall be by publishing a notification in one or both of the public Newspapers, printed at Concord, at least, fourteen days prior to said day of Meeting, expressing the time and place and design of said Meeting. And said Charles G. Haines is hereby authorised and empowered to call the

first meeting of said corporation, at such time and place as he shall appoint, by publishing a notification as aforesaid. And said proprietors may agree at said meeting, on the manner of calling future Meetings, and shall have all the power to make rules and bye-laws, and choose all such officers as they may or can do at their annual or other Meetings

And be it further enacted That the Legislature of this State may at any time hereafter repeal this Act whenever the public good may in their opinion require it, provided two thirds of each branch of the Legislature concur therein

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT PROVIDING FOR THE REGULATION AND GOVERNMENT OF THE STATE-PRISON

[Approved June 19, 1812. Original Acts, vol. 21, p. 93; recorded Acts, vol. 19, p. 212. Session Laws, 1812, p. 18. Laws, 1815 ed., p. 143. See additional acts of June 27, 1818 and June 22, 1820, *post*. Repealed by act of July 3, 1829, Laws, 1830 ed., p. 518.]

Be it enacted by the Senate and House of Representatives in General Court convened, That criminals convict sentenced to confinement to hard labour, for life or any other term, or to solitary imprisonment and hard labour, shall, and may be imprisoned, restrained and employed in, and within the precincts of the State-Prison, situate in Concord in the County of Rockingham; and the Court before whom such conviction may be, are hereby authorized and empowered by their order on the Sheriff of the County where any such conviction is had, to cause all such convicts as soon as conveniently may be, after sentence, to be removed from any gaol in said County to the State-Prison.—And the Sheriff of the County in which such conviction may be had, is hereby authorized and empowered, by himself or his Deputies, to remove such convicts to the State-Prison accordingly and deliver the same into the custody of the Warden thereof; and the said Sheriff and his Deputies shall have all the power of Sheriff and Deputies in all Counties in this State which he may enter into, or pass through, for the purpose of conveying such convicts to the State-Prison as aforesaid; and it shall be the duty of the Clerk of the Court before whom such conviction is had, to make out and deliver to the Sheriff of the County, a copy of said conviction and Judgement, and order thereon, who shall leave an attested copy thereof, with a copy of his return indorsed thereon, with the Warden of the State-Prison;

and the said Sheriff shall make due return to the Court of his service of their said order—

2. And be it further enacted, That it shall be the duty of the Warden of said Prison to receive such persons as may be convicted, and sentenced to confinement to hard labour, or solitary imprisonment, or both, and all such convicts safely to keep, pursuant to their sentence, untill the same be performed, or they be otherwise discharged by due course of Law—

3. And be it further enacted, That the Governor, by and with the advice and consent of the Council, be, and hereby is authorized to appoint and commission during pleasure, a suitable person as Warden of said Prison, who shall have the care, custody, rule & charge of the same, and of all persons confined therein, and of all lands, buildings, machines, implements, tools, materials, stock and provisions appurtenant or belonging to the same, or the precincts thereof—And he shall also be commander of the military force for guarding said Prison.—And he shall be Treasurer of said Prison, and receive, pay out and be accountable for all the money granted for maintaining the same, or derived from manufactures and all other concerns of the Prison; and he shall cause regular entries to be made by the Clerk, in the books of the Prison, of all the pecuniary and other necessary concerns of the establishment; and it shall be his duty at the commencement of every Session of the General Court, to render to said Court, a fair account, examined and approved by the Directors, of all the expenses and disbursements, and of all the receipts and profits on account of said prison, and a statement of its general affairs.—And the said Warden shall give bond to the State, in the sum of twenty thousand Dollars, with sufficient surety to be approved by the Governor and Council, and upon condition that said Warden shall faithfully perform all the duties incumbent on him as Warden of said Prison.—

4. And be it further enacted, That the Governor, by and with the advice and consent of the Council, be and hereby is authorized to appoint and commission, during pleasure, three discreet persons to be Directors of the State-Prison, who shall have power from time to time, to appoint during pleasure, all such officers, agents and servants as they may deem necessary for the well ordering, upholding and maintaining of the State-Prison;—to define their powers and prescribe their duties, and to ascertain and fix their compensations, to make, ordain and establish all such rules, by laws, orders and regulations, not repugnant to the Laws of the state, as they may from time to time see fit, for the government and direction of the said Warden and all other Officers, agents and servants of said prison & as may be proper for the maintenance and instruction of the convicts,—and for the purchase of all materials, machines, tools and implements, provisions, medicines and clothing for the use of the officers and for the use of the convicts,—and for the sale

and disposition of any articles tools and manufactures which belong to said Prison,—and they shall have the sole and exclusive power of directing all matters and things relating to said Prison, the officers, agents and servants thereof, and all convicts therein, and as to the manner of Keeping the books and accounts of said Prison, which books and accounts it shall be their duty from time to time to examine.—They shall have power also, with the approbation of the Governor and Council, to make such additional buildings or alterations within the bounds of the Prison, as they may deem necessary—And said Directors shall cause a copy of all by-laws rules, orders and regulations, established by them, to be laid before the Governor and Council, at the next meeting after the adoption thereof, who may annul the same, or such parts thereof as they may think proper— And it shall be the duty of said Directors to meet together at the Prison statedly, once at least in every month, to attend to and inspect the concerns of the Prison, to cause a record to be kept of their doings, and by turns to visit the Prison at least three times in every week, for the purpose of seeing that the laws and regulations are duly observed, and of attending to the various concerns of the establishment.—

5. And be it further enacted, That the Governor, by and with the advice of the Council, be and hereby is authorized from time to time to draw his warrant upon the Treasurer of this State, in favour of said Warden, for such sum at any one time as they may deem proper, for all monies which may be appropriated by the Legislature for the support of the State-Prison.—And the Governor and Council for the time being, with the Justices of the Superior Court of Judicature be and hereby are constituted visitors of the State Prison, and it shall be their duty annually, and as much oftener as they may think proper, to visit the Prison, and to see that all laws and resolutions, by laws and regulations made for the Government and upholding of said Prison are duly observed and executed, and the Governor and Council are further from time to time authorized to raise, appoint and employ a military guard to consist of such officers and privates as they may deem requisite for the safe Keeping and employment of the convicts.—

6. And be it further enacted, that if any Director, the Warden or any other person employed in the government of the State-Prison aforesaid, shall fraudulently contrive, procure, aid, connive at or otherwise voluntarily suffer the escape of any convict therein committed under sentence of confinement as aforesaid, every such person on due conviction thereof, shall and may be punished by solitary confinement, for a term not exceeding six months, and by confinement to hard labour for a term not exceeding twenty years at the discretion of the Court.—

7. And be it further enacted, That if the Warden or any other person employed as aforesaid, shall negligently suffer any convict

committed and in custody as aforesaid, under sentence of solitary imprisonment, to be at large without the cell or apartment assigned to such convict, or to be there visited, conversed with, comforted or relieved, contrary to the rules and regulations of said Prison, or shall negligently suffer such convict, or any convict there committed under sentence of confinement to hard labour, to be at large without the precincts of the said Prison, or contrary to the rules thereof, to be out of close confinement, the Warden or any other person so neglecting his duty in the premises, being thereof duly convicted, shall be punished by a fine not exceeding five hundred Dollars.

8.—And be it further enacted, That if any person shall forcibly or fraudulently rescue, or attempt to rescue any convict from the custody of any officer or other person authorized or empowered by any order of commitment as aforesaid, or from the State-Prison, or from any other prison or gaol where such convict may be lawfully committed, pursuant to any sentence of solitary imprisonment, or confinement to hard labour; or shall convey to any convict in custody or committed as aforesaid, or into said State-Prison, or any other prison, any tool, instrument, weapon or other aid, with intent to enable such convict to escape, or to procure the escape of any convict, whether such escape be effected or not, every person so offending, being duly convicted thereof, shall and may be punished by solitary imprisonment not exceeding six months, and by confinement to hard labour not exceeding ten years; or at the discretion of the Court, may be punished with a fine not exceeding five hundred Dollars, and by binding to good behaviour, for a term not exceeding three years, according to the nature & aggravation of the offence.—

9. And be it further enacted That if any convict committed to the said State-Prison, under sentence of confinement to hard labour during life, shall assault any Director, the Warden, or other person employed in the Government thereof, or shall forcibly attempt to break from the said Prison, every such convict so offending, upon due conviction thereof, shall and may be punished, by solitary confinement not exceeding six months, and shall be afterwards there holden in custody upon such former sentence; and every person being under confinement as aforesaid, who shall escape from said Prison, shall, for every such offence, be further sentenced to solitary imprisonment for a term not exceeding six months.—

10. And be it further enacted, That if any convict committed to said State-Prison, under sentence for a limited time, shall assault any Director, the Warden or other person employed in the care, custody, rule or charge of said State Prison, or shall attempt by violence to escape therefrom, every such convict so further offending, upon due conviction thereof, shall & may be punished by solitary imprisonment not exceeding six months in addition to any

former like sentence, or to precede the fulfilment of any former sentence to hard labour, as the case may be; and at the discretion of the Court, may be further punished by hard labour, for a term not exceeding ten years, to commence after such solitary imprisonment, or after any former sentence shall be fulfilled as the case may be.—

11. And be it further enacted, That it shall be the duty of said Warden to receive such persons as may be convicted before any Court of the United States, at any term thereof, holden within this State, and sentenced to confinement and hard labour by any such Court and to the said Warden delivered by the Marshall of the District or his Deputy, and all such convicts safely to keep, pursuant to their sentence, untill they shall be discharged by due course of the laws of the United States—

12. And be it further enacted, That the Warden aforesaid shall receive five hundred Dollars annually in full compensation for all services by him rendered in that office, without any other support or maintenance whatever, and the Directors aforesaid, shall receive the sum of one hundred dollars each, in quarterly payments, in full compensation for their services respectively.—

13. And be it further enacted, That it shall be the duty of the Warden, by and with the advice and consent of the Directors, to offer such encouragement and indulgences, as may be deemed consistent, to those convicts who distinguish themselves by a quiet and ready obedience to the rules and orders, made for the Government of the Prison, by submission to the officers thereof, and by their industry and faithfulness in executing the daily task assigned them; and the Warden is hereby empowered with the consent of the Directors, to punish by solitary imprisonment, not exceeding thirty days at any one time, all such prisoners confined to hard labour, as shall be guilty of insolence and ill language to any of the Officers of the Prison, or of obstinate and refractory behaviour—

14. And be it further enacted, That the Warden of said Prison shall by Warrant under his hand, appoint a Deputy, to exercise and perform under his principal the powers and duties of Warden, for whose acts and doings the said Warden shall be answerable.—And upon the death, removal or resignation of the Warden, his Deputy and all other persons concerned in the Government, guard & custody of said Prison shall continue to exercise their respective offices, & shall have full power and authority so to do, untill a Warden be duly appointed and commissioned—

15. And be it further enacted, That when Judgement shall be rendered against any person holding the office of Warden of the State-Prison for any sum of money, the execution thereon shall be against his goods, chattles and lands, but not against his body; and if such execution be returned unsatisfied, the creditor may file such execution and the return thereon with the Secretary of

the State, who shall thereupon issue a notification to said Warden, informing him thereof, and of the day when such execution was filed.—And if such execution remain ninety days unsatisfied after such notification is served on said Warden, the Governor and Council shall forthwith remove such Warden from his office; and when any Warden shall be removed from his office, execution may then issue against his goods lands and body as in other cases.—

16. And be it further enacted, That if any convict, sentenced to solitary imprisonment or confinement to hard labour, shall at the time of such sentence, be in custody of the Sheriff on any civil process, either mesne or final, it shall be the duty of the sheriff on the delivery of such convict to the custody of the Warden, to leave with the Warden attested copies of any such process by virtue of which said convict may be in his custody—And it shall be the duty of the Warden to keep and detain said convict by virtue of said process, as well as by virtue of the sentence to solitary imprisonment or confinement to hard labour—And if at the expiration of the term for which said convict was sentenced, such process shall not be withdrawn, dis-charged, satisfied or annulled, the said Warden shall still detain said convict thereon, untill he be discharged, or remanded whence he came by due course of law—

[CHAPTER 35.]

State of)
New Hampshire. {

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PROPRIETORS OF THE BATH SLATE FACTORY—

[Approved June 19, 1812. Original Acts, vol. 21, p. 94; recorded Acts, vol. 19, p. 221.]

Be it enacted by the Senate & House of Representatives in General Court convened, that Stephen H Whiting, Warren Dutton and Edward Little, their Associates, successors and Assigns, shall be and hereby are created and made a Corporation by the name of the Proprietors of the Bath Slate Factory, and by that name shall be and hereby are made capable in Law to sue & be sued, plead & be impleaded, defend & be defended in any Court of record or in any other place whatsoever; and to make, have & use a Common Seal, and the same again at pleasure to break alter & renew; and to ordain establish & put in execution such bye Laws, ordinances & regulations as shall appear necessary & convenient for the government of said Corporation, and the prudent management of their affairs; provided such bye Laws, ordinances and regulations, shall in no wise be contrary to the Constitution & the Laws of this State—

Section 2^d And be it further enacted that the said Stephen H Whiting and Warren Dutton or either of them, be and they hereby are authorized & empowered to call the first meeting of said Proprietors within thirty days, from and after the passing of this act, by advertizing the same in some one of the News Papers printed in Boston and in one of the newspapers printed in Concord in the State of Newhampshire, at least fourteen days previous to the time of such Meeting; at which first meeting the said Corporation may elect such Officers as they may deem necessary, and convenient for the management of their Affairs—

Section 3^d And be it further enacted that the said Proprietors, their associates Successors & assigns are hereby made capable in Law, to have, hold purchase, possess and enjoy in fee simple or otherwise, lands containing quarries of Slate or other free stone and for the purpose of erecting Mills & other buildings, necessary to carry on the manufacture of Slate pencils, hones, whetstones & Grindstones, not exceeding in value the sum of thirty thousand dollars; and all the estate, real personal or mixed so purchased & held shall be taken deemed & considered as personal estate to all intents & purposes—and the same shall be divided into such number of shares and shall be transferred in such a manner, as the said Corporation shall ordain & establish in & by their bye Laws and regulations—

Section 4th And be it further enacted, that the Mills machinery & other buildings together with the Land on which the same are or may be erected, and also the Land containing the quarries of stone with the various articles which may be wrought from the same, be & the same hereby are exempted from taxation for & during the term of five years—

Section 5th And be it further enacted that the said Corporation shall have power to sell and the same to transfer any share or shares of any Proprietor who shall neglect & refuse to pay any tax or assessment which shall have been laid at such times & in such manner as the said Corporation by their bye Laws shall establish.

Section 6th And be it further enacted, that whenever the publick good may require, the General Court may, and hereby are empowered to repeal this act and every part thereof, two thirds of both branches concurring, Anything herein to the contrary notwithstanding—

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE GRANT MADE TO THE LITTLETON TURNPIKE CORPORATION JUNE THE FOURTH IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND EIGHT—AND TO SHORTEN THE DISTANCE OF SAID TURNPIKE ROAD—

[Approved June 19, 1812. Original Acts, vol. 21, p. 95; recorded Acts, vol. 19, p. 223. Session Laws, 1812, p. 41. See acts of December 8, 1804, Laws of New Hampshire, vol. 7, p. 322; June 13, 1807, id., p. 576; and June 14, 1808, id., p. 667.]

Sec—1—Be it enacted by the Senate and house of Representatives in General Court Convened that the Littleton Turnpike Corporation are hereby allowed a further time of two years and a half to complete said Littleton turnpike Road. Any thing in any former Law of this state to the contrary notwithstanding—

Sec—2—And be it further enacted that in Stead of the said Littleton Turnpike Road extending from the tenth New Hampshire Turnpike Road to Connecticut River that it extend only from the tenth New-Hampshire Turnpike Road to Noah Sweats House in Bethlehem

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE RICHARD H AYER AND OTHERS UNDER THE NAME AND STYLE OF THE WINNIPISIOGEE RIVER CANAL CORPORATION—

[Approved June 19, 1812. Original Acts, vol. 21, p. 96; recorded Acts, vol. 19, p. 224.]

Whereas Richard H Ayer, Jonathan Ladd, Stephen Chase, Stephen Ambrose, Bradstreet Moody, Nathan Taylor, Ezekiel Webster and John L Sullivan, have petitioned to be incorporated for the purpose and with the exclusive right and privilege, of cutting, making or otherwise forming a Canal with Locks, Dams, and other works, to effectuate a more easy communication between Merrimac River and Sandbornton Bay, and the different parts thereof and all intermediate Waters so that Lumber, Timber, Provisions and Merchandize of every description may be conveniently transported by Water the whole or a part of the intervening distance; and it appearing manifestly for the public interest that the prayer of the petition be granted—

Section 1st Be it therefore enacted by the Senate & House of Representatives in General Court convened that the said Richard H Ayer and his Associates, and their future Associates Successors and Assigns be and hereby are incorporated and shall be a Corporation and body politic forever under the name of the proprietors of Winnipisiogee River Canal, and may sue and prosecute, and be sued & prosecuted to final Judgement and execution and shall be and hereby are vested with all the powers and privileges which are by law incident to Corporations of a similar nature—

Sec 2^d And be it further enacted that the said Richard H Ayer, Stephen Ambrose and John L Sullivan Esquires, or either of them shall call the first meeting of said Proprietors by Advertisement in one of the Concord News-papers to be holden at any suitable time and place after fourteen days notice from the first publication thereof. And the proprietors by a vote of a majority of those present, or represented at said Meeting shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of the office, and shall then agree on a method of calling Meetings in future, at all which Meetings the proprietors shall vote by shares if any one require it, each Share having one vote. And the said proprietors at their first meeting, or any subsequent meeting, may elect a Treasurer and other Officers, and make and establish such Rules and By-laws as to them shall appear necessary and convenient for the regulation and government of said Corporation, and for carrying into effect the purposes aforesaid: and may cause said By-laws to be executed, and annex penalties to the breach thereof, not exceeding ten Dollars: to be recovered by process before any Court proper to try the same. Provided the said Rules and By-Laws be not repugnant to the Laws and Constitution of this State. And all representations at any meeting of said Corporation shall be made in writing signed by the person to be represented, which shall be filed with the Clerk, and this Act, and all rules, By-Laws, regulations and proceedings of said Corporation shall be fairly and truly recorded by the Clerk in a Book or Books to be kept for the purpose—

Sec 3 And be it further enacted that the said proprietors may delegate to a board of Directors to be chosen from among themselves at a legal meeting, the power and authority to lay assessments on the said proprietors in proportion to their Shares, for the purposes of defraying the expenditures on said Canal, the purchase of Land and all expences incident to the undertaking. And the board of Directors shall have authority to transact all the business of the Corporation and order the Treasurer to collect all assessments by them laid, and the Share or Shares of any Proprietor may be sold at Auction by the Treasurer in default of paymet of Assessments duly made and publicly notified, or the sum or sums due from any delinquent Proprietor on account of any assess-

ment, or assessments duly made, may be recovered by the said Corporation or the Treasurer thereof for the time being, of such delinquent proprietor, by action or suit at Law in any Court or Courts proper to try the same.—

Sec. 4. And be it further enacted that said Proprietors shall divide the property belonging to them as a Corporation into Shares and into such number of Shares as they shall think proper and determine on at their first Meeting, which Shares shall forever hereafter be deemed and held, as personal Estate and shall be transferable by Assignment, duly executed and acknowledged and recorded by the Clerk and Treasurer of the Corporation.—

Sec. 5. And be it further enacted that the said proprietors be and they hereby are authorized to purchase and hold in fee simple all such Land, Mills and Mill Dams as to them may appear necessary for carrying into effect the Object of this Act, and to use the Waters of Winnipisiogee River therefor—

And whereas in the prosecution of the undertaking and in the laying out, formation and construction of said Canal it may become necessary that the property of private persons (as in the case of highways) be used and appropriated by said Corporation to its Use, therefore in order that no person may be thereby damaged without recovering full and adequate Compensation.—

Sec. 6 Be it further enacted that the said Corporation, or the board of Directors thereof shall have Authority to locate, lay out, erect and establish their said Canal, and the Works belonging thereto, wherever it may be found most suitable and convenient; but in all Cases wherein permission shall not be given by the owner of the Land or other property, or agreements entered into with him or them, the Superior Court of Judicature, upon application of said proprietors or Owners, may appoint a Committee of three suitable disinterested persons, who after giving previous Notice to the persons concerned of the time and place of their attending, shall proceed to view the premises, and taking all Circumstances into Consideration, shall estimate and ascertain the Compensation to be made to the said Owners and make report to the then next Superior Court of Judicature within the County where such Committee may have been appointed, and upon acceptance of said Report and Judgement thereon Execution shall issue accordingly.— Provided nevertheless that the said Corporation shall not take or appropriate by such Appraisement any Mill, Mill dam or dwelling House, without the consent of the Owner thereof; and provided also, that nothing in this Act contained shall authorize the Incorporation to obstruct the passage of Salmon or Shad up and down said river Winnipisiogee.—

Sec. 7. And be it further enacted that for the purpose of reimbursing the said proprietors the Money expended in constructing, erecting and maintaining the said Canal, Locks, Dams &c. a

Toll be and hereby is granted and established on all Wood, Lumber, Timber, Provisions, Produce, Manufactures and Merchandize, conducted through said Canal, or any part thereof at the same rate as is now established on Bow Canal and for the same term or terms and under the same provisions and restrictions but in the proportion which the cost of the said Winnipisiogee River Canal shall be found to bear to the cost of Bow Canal, be it more or less which shall be ascertained by said proprietors before the said Winnipisiogee River Canal goes into operation and the rates fixed accordingly, and from time to time attend as the work may be extended and completed.—

Sec. 8. And be it further enacted that there shall be toll gatherers, or others to attend all Locks on said Canal in the day time and on the Toll being paid shall immediately permit passengers with their property to pass the said Locks and Canal, as soon as any part thereof shall be completed—

And whereas, from the Expençe that would attend the Construction of Locks from Sandbornton Bridge, to Merrimac River, in consequence of the greatness of the fall in that short distance, it may not be in the power of the said Proprietors immediately to accomplish the same; but from the Nature of the Ground and other Considerations it may be found expedient to have a Road or carrying place to accomodate the public till the Locks and Canal shall be completed at this place.—

Sec. 9 Be it further enacted that the said Corporation be and hereby are authorized to lay out and construct such Road or carrying place on the same Terms and principles, as if the same were to be made a Canal, and the use thereof shall be free for all property that shall have passed, or be intended to pass the Locks of the Canal, the Cost of the same being included in the Sum of Expenditures, on which the Rate of Toll shall be regulated.—

Sec. 10 And be it further enacted, that if the said Locks and Canal and Road shall not be put in operation within ten years from and after the passing of this Act; every part and Clause of this Act shall be null and Void.—

Sec. 11. And be it further enacted, that the Clerk of said Corporation shall at all times give certified Copies of his Records to any person or persons applying for the same, upon receiving or having tendered unto him such fees as are by Law allowed to Clerks of the judicial Courts for Copies—

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT DIRECTING THE MODE OF BALLOTING FOR, AND APPOINTING
ELECTORS OF THIS STATE FOR THE ELECTION OF A PRESIDENT AND
VICE PRESIDENT OF THE UNITED STATES

[Approved June 19, 1812. Original Acts, vol. 21, p. 97; recorded Acts, vol. 19, p. 230. Session Laws, 1812, p. 46. See act of June 28, 1816, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, That The Inhabitants of the several towns, plantations and places in this State qualified to vote in the choice of Senators for the State Legislature, shall assemble in their respective towns, plantations and places, on the first Monday of November next to vote for eight persons, inhabitants of this State who shall not be Senators or Representatives in Congress, or persons holding offices of profit or trust under the United States, to be Electors of President and Vice President of the United States; and the Selectmen of the towns, plantations, and places, shall give fifteen days notice of the time, place and design of such meeting, and the meeting shall be governed by a Moderator, chosen for that purpose, who shall impartially preside, and with the Selectmen, whose duty it shall be to attend at such meeting shall receive from all the inhabitants of such towns, plantations and places respectively, present and qualified as aforesaid, votes for such Electors (each voter giving in one ballot or ticket the names of the persons he votes for) and shall in open meeting sort and count the same; of all which the Clerk of such town, plantation, or place respectively, shall make a fair record in the presence of the said Selectmen, of the name of every person voted for, and the number of votes against his name, and a full and fair copy of such record shall be made out and attested by the said Selectmen or Clerks respectively, and sealed up and directed to the Secretary of the State, with a superscription expressing the purport thereof, and transmitted by said town clerks to the Sheriffs of the respective Counties to which they belong within seven days after said meetings, or to the Secretary's Office on or before the twenty fourth day of November next. And the several Sheriffs shall on or before the said twenty fourth day of November next, transmit to the Secretary's Office all votes that shall be in manner aforesaid be transmitted or delivered to them; and the respective Sheriffs and clerks aforesaid, shall be liable to the same penalties for neglect of the duties enjoined on them respectively by this Act, as they are liable to by law for omissions in transmitting the votes for Governor and Senators for this State; and the Secretary shall on the twenty fifth

day of November next, lay the same before the Senate and House of Representatives in Convention, to be by them examined and counted; and in case there shall appear to be any or the full number who have a majority of votes, shall be declared Electors—Provided that not more than eight persons have such majority; but in case more than eight persons shall have a majority of votes, then those eight persons who have the highest number of votes (if such there be) shall be declared Electors. And in case the State of the votes will not admit of the designation of eight persons by the highest number of votes, then so many as can be designated, shall be declared Electors; and from the remaining number of those who have a majority of the votes, the Senate and House of Representatives in Convention shall forthwith elect by ballot one person at a time, so many persons as added to those already declared Electors, shall complete the number of eight. But if there shall not be any, or the whole number who have such majority of votes of the people, the Senate and House of Representatives in Convention as aforesaid, shall cause to be made out a list of the persons not chosen, having the highest number of votes equal to double the number of Electors wanted, and if in making out such list, it shall happen that two or more persons voted for, have an equal number of votes, which number is also high enough to entitle the candidate to a place in said list, the names of such persons shall be put into a box, and the Secretary not being one of the candidates, shall in presence of said Convention, draw the number wanted to complete said list, from which list said Convention shall elect by ballot, one person at a time, the number of Electors wanted, and the person or persons having a majority of such votes, shall be appointed and declared Electors.

And be it further enacted, That in cases where the Secretary shall be a Candidate, and his name shall be put into the box as aforesaid, said Convention shall appoint some other suitable person in his stead, to draw out the name or names of the person or persons, in manner herein before directed.

And be it further enacted, That His Excellency the Governor of this State, be and he hereby is requested to cause the several persons who may be chosen Electors, to be seasonably notified of their appointment, and to request their attendance at Concord on the first Tuesday of December next, at ten of the Clock in the forenoon.

And be it further enacted, That the Electors chosen as aforesaid, shall meet at said Concord on said first Tuesday of December and by twelve of the Clock at mid-day of said first Tuesday of December, give notice to the Legislature of the number of Electors present who accept of said trust, and if from such notice it shall appear that eight Electors are not all then present, and accept of said appointment, the two Houses of the Legislature shall then immediately meet in Convention and by joint ballot elect

the number wanting to complete said Board. And if any person chosen as Elector on the said first Tuesday of December, shall not then attend and accept of said trust, said Convention shall then immediately proceed as aforesaid and choose others to supply such vacancy.

And be it further enacted, That the Electors chosen and appointed as aforesaid, shall give their votes for President and Vice President of the United States at Concord on the first Wednesday of December next, and shall proceed to transact and do all the duties incumbent on them as Electors, in manner prescribed by law.

And be it further enacted, That His Excellency the Governor be, and he hereby is requested seasonably to issue precepts to the several towns, plantations and places within this State, directing them to notify and hold meetings on said first Monday of November, for the purpose of voting for Electors as aforesaid.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT DIRECTING THE MODE OF CHOOSING REPRESENTATIVES TO THE CONGRESS OF THE UNITED STATES

[Approved June 19, 1812. Original Acts, vol. 21, p. 98; recorded Acts, vol. 19, p. 234. Session Laws, 1812, p. 49. Laws, 1815 ed., p. 41. The act referred to is dated June 21, 1792, Laws of New Hampshire, vol. 6, p. 45. Repealed by act of December 16, 1824, Session Laws, November, 1824, p. 27; also by act of July 6, 1826, Laws, 1830 ed., p. 418.]

Be it enacted by the Senate & House of Representatives in General Court convened That the respective Sheriffs & Town Clerks in this State shall be liable to the same penalties for the neglect of the duties enjoined on them respectively by said act as they are liable to by law for omissions in transmitting the votes for Governor Counsellors & Senators

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE TOWN OF DOVER IN THE COUNTY OF STRAFFORD TO CHOOSE ONE ADDITIONAL REPRESENTATIVE TO THE GENERAL COURT FOR THE RESIDUE OF THE CURRENT YEAR.—

[Approved June 19, 1812. Original Acts, vol. 21, p. 99; recorded Acts, vol. 19, p. 234.]

Whereas it has been made to appear that the Town of Dover, in the County of Strafford, is entitled to two Representatives in the Legislature of this State the current year. And whereas said town has but one Representative in said Legislature,

Therefore,

Be it enacted by the Senate and House of Representatives in the General Court convened, that the Inhabitants of said Town of Dover, qualified to vote in town meeting, are hereby authorized to choose one additional Representative for said town, who shall be entitled to a seat in said Legislature from the day of his election to the end of the current year.—

And be it further enacted, That the Selectmen of said town of Dover, for the time being, are hereby authorized to call a meeting of the qualified voters of said town, to be holden some time between the passing of this act, and the third Wednesday of November next, for the purpose of choosing such Representative, as aforesaid.—

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT FOR THE PUNISHMENT OF CERTAIN CRIMES BY SOLITARY IMPRISONMENT AND CONFINEMENT TO HARD LABOUR.—

[Approved June 19, 1812. Original Acts, vol. 21, p. 100; recorded Acts, vol. 19, p. 236. Session Laws, 1812, p. 5. Laws, 1815 ed., p. 317. See act of February 8, 1791, Laws of New Hampshire, vol. 5, p. 596; also act of February 16, 1791, id., p. 718. See additional acts of December 18, 1812, *post*, and June 28, 1825, Session Laws, 1825, Chap. 34. Repealed by act of January 2, 1829, Laws, 1830 ed., p. 136.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That if any person shall in the night time break and enter any dwelling house, with intent feloniously to kill rob, steal, commit a rape, or perpetrate any other felony; or shall aid or assist therein; or shall be accessory thereto before the fact; such person shall be punished by solitary imprison-

ment for a term not exceeding six months, and by confinement to hard labour for life.—

Sec: 2 And be it further enacted, that if any person with intent to kill, rob, steal, commit a rape, or perpetrate any other felony, shall in the night time enter without breaking, or in the day time break and enter any dwelling-house, or out house thereto adjoining, and occupied therewith or any office, shop, store, ware-house or ship or vessel lying within the body of a County, or shall be aiding or assisting therein, or be accessary thereto before the fact, such person shall be punished by confinement to hard labour for a term not less than one, nor more than five years.—

Sec: 3 And be it further enacted, That if any person shall, by assault or any violence, and putting in fear, feloniously, steal, rob and take from the person of another, any money, goods, chattels or other property, which may be the subject of larceny, or shall aid or assist therein, or be accessary thereto before the fact, such person shall be punished by solitary imprisonment for a term not exceeding six months, and by confinement to hard labour for life.

Sec: 4. And be it further enacted, that if any person shall commit the crime of manslaughter, such person shall be punished by solitary imprisonment for a term not exceeding six months, and by confinement to hard labour for a term not less than one, nor more than five years, or by a fine not exceeding one thousand dollars and imprisonment in the common gaol, not exceeding three years, according to the aggravation of the offence—

Sec: 5 And be it further enacted, That if any man shall commit the crime against nature with any man or male child or if any man or woman shall have carnal copulation with a beast, such person shall be punished by solitary imprisonment not exceeding six months, and by confinement to hard labour, not less than one year, nor more than ten years.—

Sec: 6 And be it further enacted, That if any man shall ravish and carnally know any woman, committing carnal copulation with her by force, against her will; or if any man shall unlawfully and carnally know and abuse any woman child under the age of ten years, such person on conviction shall be punished by solitary imprisonment not exceeding six months, and by confinement to hard labour for life—

Sec: 7 And be it further enacted that if any person shall of set purpose and malice aforethought unlawfully cut off the ear or ears, or cut out or disable the tongue, put out an eye, slit the nose, cut off the nose or lip, or cut off or disable any limb or member of any person, with intention to maim or disfigure, or shall aid or assist therein, or be accessary thereto before the fact, such person so offending shall be punished by solitary imprisonment not exceeding six months, and by confinement to hard labour for a term not less than one year, nor more than twenty years.—

Sec: 8 And be it further enacted, that if any person with intent to commit murder, rape, sodomy, or robbery, shall make an assault on another, or aid or assist therein, or be accessary thereto before the fact, such person shall be punished by solitary imprisonment not exceeding six months, and by confinement to hard labour not less than one year, nor more than five years.—

Sec: 9 And be it further enacted that if any person shall wilfully and maliciously burn the dwelling house of another, or any outbuilding adjoining thereto, or within the curtilage thereof, or any other building, by means whereof such dwelling-house shall be burnt, or shall aid or assist therein, or be accessary thereto before the fact, such person shall be punished by solitary imprisonment not exceeding six months, and by confinement to hard labour for life.—

Sec: 10 And be it further enacted that if any person shall wilfully and maliciously burn any meeting-house, church, court-house, college, academy, school-house or other public building erected or designed for public use, or any ware-house, store, shop, mill, factory, barn, stable, ship or vessel, lying within the body of a County, or other building whatsoever of another, or shall aid or assist in doing the same, or be accessary thereto before the fact, such person shall be punished by solitary imprisonment not exceeding six months; and by confinement to hard labour for a term not less than two years nor more than twenty years.—

Sec: 11. And be it further enacted that if any person shall wilfully and maliciously burn any stack of corn, hay, grain or flax; or any fence or pile of boards lumber or wood; or any trees or underwood of another; or shall aid or assist therein, or procure the same to be done; such person shall be punished by confinement to hard labour not less than one nor more than three years, or by fine not exceeding one thousand dollars, and imprisonment in the common gaol not exceeding one year, according to the aggravation of the offence.—

Sec: 12 And be it further enacted that if any person shall wilfully and maliciously kill, maim, wound or poison any horse, sheep, cattle or swine of another with intent to injure the owner thereof, or shall aid or assist therein, or procure the same to be done, such person so offending, shall be punished by confinement to hard labour not less than one year, nor more than three years; or by a fine not exceeding one thousand dollars and by imprisonment in the common gaol not exceeding one year, according to the aggravation of the offence—

Sec: 13 And be it further enacted, That if any person shall falsely make, forge or counterfeit any note, certificate or other security, in imitation of, or purporting to be a note, certificate or other security, which has been or may hereafter be issued for any debt of this State; or any bank bill or note, in imitation of, or pur-

porting to be, a bank bill or note which has been, or may hereafter be issued by any corporation which is or may hereafter be lawfully established as a bank in this State, or in any place within the United States; or shall falsely alter any note, certificate or security which has been or may be hereafter so issued for any debt of this State, or any bank bill or note which has been or may hereafter be so issued by any corporation so established or to be established as aforesaid, with intent to defraud this State, or any body politic, or any person or persons whomsoever, or shall aid or assist therein, or shall be accessory thereto before the fact, such person so offending shall be punished by solitary imprisonment not exceeding six months and by confinement to hard labour for a term not less than five years nor more than twenty years—

Sec: 14 And be it further enacted that if any person shall utter, publish, pass or tender in payment as true any such false, forged counterfeited or altered note, certificate or security, or any such false, forged, counterfeited or altered bank bill or note, knowing the same to be false, forged, counterfeited or altered as aforesaid, with intent to defraud this State or any body politic, or any person or persons whomsoever, or shall aid or assist therein, or be accessory thereto before the fact, such person so offending shall be punished by solitary imprisonment not exceeding three months and by confinement to hard labour for a term not less than one year nor more than three years.—

Sec: 15th And be it further enacted, That if any person shall knowingly bring into this State, or have in his possession or custody any false, forged and counterfeited bill or note falsely made, forged and counterfeited in imitation and similitude of any bank bill or note issued by any corporation which is or may hereafter be lawfully established as a bank within this State, or in any place within the United States, with intent to utter, publish, pass or tender the same in payment as true knowing the same to be false, forged or counterfeited, such person shall be punished by solitary imprisonment not exceeding two months, and by confinement to hard labour, not less than one year, nor more than three years.—

Sec. 16. And be it further enacted, that if any person shall engrave, form, make, mend, or begin to engrave, form, make or mend any plate, paper, rolling press or other instrument or material devised, adapted and designed for the stamping, forging or making any false, forged or counterfeit bank bills or notes in imitation of bills or notes which have been or shall be issued by any corporation lawfully established, or which shall be lawfully established in this State, or in any place within the United States, or shall have in his possession or custody any such plate engraven in any part, or any such paper, rolling press or other instrument or material, devised, adapted or designed as aforesaid, with intent

to use and employ the same, or cause or permit the same to be used and employed in forging and making any such false and counterfeit bank bills or notes, such person shall be punished by solitary imprisonment not exceeding two months, and by confinement to hard labor not less than one, nor more than three years.—

Sec. 17. And be it further enacted, That if any person shall falsely make, alter, forge or counterfeit or procure to be falsely made, altered, forged or counterfeited, or aid and assist in falsely making, altering or counterfeiting any public record or any writ process, or proceeding in any court of Justice in this State; any certificate or attestation of a Justice of Peace, notary public, clerk of any Court, town clerk, or other public officer, in any matter wherein such certificate or attestation may be received as legal proof; any charter, deed, will, testament, bond or writing obligatory, letter of attorney, policy of insurance, bill of exchange, promissory note, order, acquittance, discharge for or upon the payment of money or delivery of goods; or any acceptance of a bill of exchange, or any endorsement or assignment of a bill of exchange or promissory note; any certificate or accountable receipt for money, goods or other thing; or any warrant, order or request for the payment of money or delivery of goods or chattles, or for the delivery of any note, bill or other security for money or goods; or any lottery ticket; or any writing whatever, purporting to contain evidence of any debt, contract or promise, or of the discharge, payment or satisfaction of any debt, contract or promise, with intent to defraud any person or body politic; or shall utter and publish as true, or procure to be uttered or published as true any such false, forged, altered or counterfeited record, deed or other writings above mentioned, knowing the same to be false, forged, altered or counterfeited, with intent to defraud any person or body politic, or shall aid and assist in doing the same; such person so offending shall be punished by solitary imprisonment not more than three months, and by confinement to hard labor for a term not less than one year nor more than six years

Sec. 18. And be it further enacted, That if any person shall forge and counterfeit any false coin in imitation and similitude of any gold or silver coin current within this State, by law or usage, or shall aid or assist in doing the same, or shall be accessory thereto before the fact; such person shall be punished by solitary imprisonment not exceeding six months, and by confinement to hard labor for a term not less than five years, nor more than twenty years.

Sec. 19. And be it further enacted, That if any person shall utter, pass or tender in payment as true any false, forged and counterfeit coin, made and forged in imitation and similitude of any gold or silver coin current within this State by law or usage,

knowing the same to be false and counterfeit, with intent to defraud any person or body politic, or shall aid or assist in doing the same, or shall procure the same to be done, such person so offending shall be punished by solitary imprisonment not exceeding three months, and by confinement to hard labor not less than one, nor more than three years.—

Sec. 20. And be it further enacted, That if any person shall bring into this State, or knowingly have in his possession or custody any false and counterfeit coin made and forged in imitation and similitude of any gold or silver coin current within this State by law or usage, knowing the same to be false and counterfeit, with intent to utter and pass the same in payment as true, such person shall be punished by solitary imprisonment not exceeding two months, and by confinement to hard labor not less than one year nor more than three years.

Sec. 21. And be it further enacted, That if any person shall cast, stamp, engrave, form, make or mend or shall begin to cast, stamp, engrave, form, make or mend, or shall knowingly have in his possession or custody any mould, pattern, dye, puncheon, press or other tool or instrument whatever devised, adapted or designed for the forging or making of any false and counterfeit coin in imitation and similitude of any gold or silver coin current within this State by law or usage, with intent to use and employ the same, or to cause or permit the same to be used or employed in forging or making any such false and counterfeit money as aforesaid, such person shall be punished by solitary imprisonment not exceeding two months, and by confinement to hard labor not less than one nor more than three years.

Sec. 22. And be it further enacted, That if any person shall knowingly and corruptly commit wilful perjury on his or her oath or affirmation in any suit, controversy, matter or cause pending in any court or before any justice of the peace, referees or arbitrators, or in any deposition lawfully taken to be used in the hearing or trial of any cause or matter in this State or elsewhere, wherein an oath or affirmation is by law required to be administered, such person shall be punished by solitary imprisonment not more than two months, and by confinement to hard labor for a term not less than one year nor more than three years.—

Sec. 23. And be it further enacted, That if any person shall procure another by rewards, promises or other sinister means, to commit wilful perjury in any of the cases or matters aforesaid, such person shall be punished by solitary imprisonment not less than two months, and by confinement to hard labor not less than one year nor more than three years.—

Sec. 24. And be it further enacted that in prosecutions for perjury, it shall be sufficient to set forth the offence charged upon the defendant, and in what court or before whom the oath or affirma-

tion was taken, avering such court or person or persons to have competent authority to administer the same, together with proper averments to falsify the matters wherein the perjury is assigned without setting forth the record or proceedings other than as aforesaid, and without setting forth the commission or authority of the court or person or persons before whom the perjury was committed.—

Sec. 25. And be it further enacted, That if any person shall feloniously steal, take and carry away, of the property of another, any money, goods or chattels, amounting in value to the sum of fifty Dollars; or any charter, deed or other writing containing or importing the conveyance of land or other real estate, or containing or importing a defeasance, or release of title to any land or other real estate; or any Will or Testament, or any policy of insurance, bill of sale of any ship or vessel or letter of attorney; or any writ, process, or record of any of the courts of this State, or shall aid or assist therein; or if any person shall feloniously steal, take and carry away, of the property of another, any bond, promissory note, bill of exchange, order, or other writing or obligation containing evidence of any unsatisfied debt, amounting to fifty Dollars, or containing evidence of any subsisting contract, covenant or promise to pay in money or goods any sum amounting to fifty Dollars, or containing evidence of the discharge, payment or satisfaction of any such debt, contract, covenant or promise, or shall aid or assist therein, such person shall be deemed and taken to be guilty of larceny; and such person so offending and all accessories before the fact shall be punished by confinement to hard labor for a term not less than one year, nor more than three years.—

Sec. 26. And be it further enacted, That if any person shall feloniously steal, take and carry away, of the property of another, any money, goods or chattels, amounting in value to a less sum than fifty Dollars; or any bond, promissory note, bill of exchange, order or other writing or obligation, containing evidence of any unsatisfied Debt amounting to a less sum than fifty Dollars or containing evidence of any subsisting contract covenant or promise to pay in money or goods any sum amounting to less than fifty Dollars, or containing evidence of the payment, discharge or satisfaction of any such debt, contract, covenant or promise; or any writing containing evidence of a valuable subsisting contract, or shall aid or assist therein, or procure the same to be done, such person shall be deemed and taken to be guilty of larceny, and shall be punished by imprisonment in the common gaol not exceeding one year, and by fine not exceeding one hundred dollars: Provided, nevertheless, that if any person shall at one time feloniously steal, take and carry away, of the property of another, divers such bonds, notes, bills, orders, writings or obligations, containing, together evidence of any unsatisfied debt or debts, amounting in the whole to the

sum of fifty Dollars, or containing evidence of any subsisting contracts, covenants or promises to pay in money or goods, any sums, amounting together to the sum of fifty dollars; or containing evidence of the payment, discharge or satisfaction of any such debts, covenants contracts, or promises, or shall aid or assist therein, or shall be accessary thereto before the fact, such person shall be punished according to the provisions of the next preceding section of this Act, in like manner as if any one of such bonds, notes, bills, orders, or other writings or obligations had been of the amount and description mentioned in the said next preceding section.—

Sec. 27. And be it further enacted that if any person in the night time, shall enter, without breaking, or in the day time shall break and enter any dwelling house, and shall there commit larceny, or shall aid or assist therein, or be accessary thereto before the fact, such person shall be punished by confinement to hard labor for a term not less than two years, nor more than ten years.—

Sec. 28. And be it further enacted, That if any person in the night time shall enter any shop, warehouse, store, or office, or any ship or vessel lying within the body of any county, and shall there commit larceny, or shall aid or assist therein, or be accessary thereto before the fact, such person shall be punished by confinement to hard labor for a term not less than one year nor more than five years.—

Sec. 29. And be it further enacted, That if any person shall, either openly or privily and fraudulently commit any larceny from the person of another, or shall aid or assist therein, or be accessary thereto before the fact, such person so offending shall be punished by confinement to hard labor for a term not less than one year nor more than five years.

Sec. 30. And be it further enacted, That if any person shall feloniously steal, take and carry away, of the property of another, any horse or horses, mule or mules, neat cattle or sheep, or shall aid or assist therein, or be accessary thereto before the fact, such person shall be punished by confinement to hard labor for a term not less than one year nor more than five years.—

Sec. 31. And be it further enacted that if any person shall receive or conceal any money, goods or chattels, or other articles, stolen as aforesaid, or shall aid or assist therein, knowing the same to have been so stolen in any such manner as aforesaid, such person shall be punished in the same manner and degree as such person would be, if he had so stolen such money, goods, chattels, or other articles.

Sec. 32. And be it further enacted, That any person charged with the receipt or concealment of money, goods, chattels, or other articles stolen, knowing the same to have been stolen, may be prosecuted therefor, as for a misdemeanor, although the principal felon chargeable or charged with the larceny, shall not have been prose-

cuted or convicted; but after trial for such misdemeanor, the person so tried shall not be prosecuted as an accessory after the fact in the same larceny.—

Sec. 33. And be it further enacted, That if any person who has been, or shall hereafter be convicted in any court in this State of a larceny, or of having received or concealed any money, goods or chattels, or other articles stolen, knowing the same to have been so stolen, shall after such conviction commit any larceny, or receive or conceal any money, goods or chattels, or other articles stolen, or shall aid or assist therein, knowing the same to have been so stolen, such person so offending shall be punished by confinement to hard labor for a term not less than two years, nor more than ten years: Provided, that no conviction before a justice of the peace shall be considered a first conviction within the meaning of this act.—

Sec. 34. And be it further enacted, That whenever any person shall be convicted of stealing any money, goods or chattels, or any bank-bill or note, bill of exchange promissory note, or any draft or order for money, or of receiving or concealing any such money, goods or chattels, bank bill or note, bill of exchange, or promissory note, or draft or order for money, knowing the same to have been stolen, such convict shall be liable to pay the value of such money, goods, chattels, or other property to the owner or owners thereof, deducting the value of such parts thereof as may be returned or restored; and the said owner or owners, upon such conviction, shall have judgment therefor against such convict, and may have execution thereon in common form; and if any convict be committed to gaol by virtue of any writ of execution issued on such judgment, he shall have the same ease and relief as if said execution had issued on a judgment recovered in an action for trespass.

Sec. 35. And be it further enacted, That in every case of a conviction of larceny, or of receiving or concealing stolen money, goods or chattels, or other property, knowing the same to be stolen, or of making, uttering or passing counterfeit coin or bank bills, the court before whom the conviction may be, shall have authority, at their discretion, to allow the prosecutor a meet recompence, not exceeding his actual expense, with, a reasonable allowance for time and trouble, in such prosecution, to be paid out of the treasury of the county where the conviction is had; but this provision shall not be construed to disqualify such prosecutor as a witness in such prosecution.—

Sec. 36. And be it further enacted, That all persons charged with any larceny, or with being accessory thereto, or with concealing or receiving any money, goods, or chattels, or other articles stolen, knowing the same to be so stolen, shall be tried for such offence in the Superior Court of Judicature: Provided nevertheless that every justice of the peace in his county shall be authorised as heretofore, to hear and determine all complaints for stealing, or

receiving or concealing stolen money, goods or other articles in cases where the value of the property stolen, received or concealed does not exceed the sum of six dollars & sixty six cents. And may punish such offender by fine not exceeding six dollars and sixty six cents, or by imprisonment in the common gaol not exceeding thirty days, with costs of prosecution, subject however to an appeal to the Superior court of Judicature, and not elsewhere.

Sec. 37. And be it further enacted, That whenever any person shall be indicted for any crime which may be punished by confinement to hard labor for life, such person shall have all the rights and privileges with respect to the manner of his trial which he would be entitled to if he were indicted for a crime of which the punishment is death.—

Sec. 38. And be it further enacted, That whenever any person shall be convicted of any crime for which he shall be sentenced to solitary imprisonment or confinement to hard labor, judgment shall be rendered against such convict for costs of prosecution, and execution may thereupon issue against the goods, chattels or lands of such convict.

Sec. 39. And be it further enacted, That whenever any convict shall be sentenced to solitary imprisonment for a certain term and to confinement to hard labor, such convict shall undergo the full term of solitary imprisonment to which he shall be sentenced immediately after his commitment to the State Prison, unless the directors of said prison shall be of opinion that the suffering the whole term of such solitary imprisonment at one time will endanger the life of such convict, in which case the said directors may order the same to be inflicted at such intervals as they shall deem proper, which order shall be obeyed by the warden of said prison.—

Sec. 40. And be it further enacted, That if any person who shall hereafter be convicted of any crime committed before the passing of this act, which if committed after the passing of the same would come within the perview thereof, shall in open court, where the conviction shall be had, request that sentence be pronounced according to the provisions of this act for the like offence, said court shall pass such sentence on such convict as they would have passed if the offence had been committed subsequent to the passing of this act, and prosecuted on this act.—

Sec. 41. And be it further enacted, That should any criminal or criminals be sentenced to confinement in the State prison previous to its being sufficiently completed for their reception, the said criminals shall be retained in the respective County prisons where they may be convicted, till the State prison shall be ready for their reception.—

Sec. 42. And be it further enacted, That from and after the passing of this act, all acts and parts of acts, heretofore passed so

far as they come within the purview of this act, be and they hereby are repealed; Provided, That the same acts and parts of acts and every of them, shall be and remain in force for the cognizance, trial and punishment of all such crimes and offences as are therein mentioned, which have been committed before the passing of this act, and all proceedings thereon arising, this repeal notwithstanding: And this act shall take effect and be in force on the first day of July next.—

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1812, June 18.

Resolved, That the sum of one thousand two hundred dollars be, and it hereby is appropriated for the purposes of providing clothes, victuals stock & tools for prisoners, who may be in the State prison, the present year, and furniture for the Directors room, and kitchen and that his Excellency, the Governor be and he hereby is authorized to draw on the Treasury in favor of the Directors of said prison, when requested by them, for a sum not exceeding one thousand two hundred dollars.

[House Journal, 1811, p. 388. Senate Journal, 1810-12, p. 398.]

1812, June 19.

Resolved, that his Excellency the Governor, be requested, to issue precepts to the Selectmen of the several Towns, parishes, plantations & places in this State, directing said Selectmen, to notify, in the manner prescribed by law, the inhabitants of said Towns, parishes, plantations & places, qualified to vote in the choice of Senators in the State Legislature, to assemble, in their respective towns, parishes, plantations or places, on the first Monday in November next, to elect by ballot, six persons, duly qualified, for Representatives, in the thirteenth Congress of the United States—

[House Journal, 1811, p. 390. Senate Journal, 1810-12, p. 399.]

1812, June 19.

Resolved That the Managers of the Haverhill Academy Lottery be allowed a farther time & till the first day of December next, to collect in the residue of their Tickets & account in the premises to the Legislature at their next session.—

[House Journal, 1811, p. 393. Senate Journal, 1810-12, p. 400.]

1812, June 19.

Resolved, that the sum of ten thousand three hundred dollars be, and it hereby is appropriated, the present year, to the erection of a State prison of stone in the town of Concord in the County of Rockingham,

and that the Treasurer of the State be and he hereby is authorized to borrow for said purpose a sum not exceeding five thousand dollars, on the credit of the State, at a rate of interest not exceeding usual Bank interest, for a term of one year; and that the sum of five thousand dollars, part of the thirty thousand dollars tax payable into the Treasury in November next, be pledged for the repayment of said sum to be borrowed as aforesaid; and that the remainder of the aforesaid sum of ten thousand three hundred dollars be paid from any unappropriated money in the Treasury.

[House Journal, 1811, p. 386. Senate Journal, 1810-12, p. 401.]

1812, June 19.

Resolved by the Senate and house of Representatives in General Court convened. That the selectmen or a major part of them, at the charge of the town, parish or place to which they may belong, shall transmit the inventories of the polls and ratable estate of the several towns, parishes, and places within this State—as taken for the current year—

Which inventory shall consist of all male polls, from eighteen to seventy years of age (except such from eighteen to twenty one as shall be enrolled in the militia, President, Professors, Tutors, Instructors, and students of Colleges, ordained Ministers, and Preceptors of Academies, Paupers, and Idiots) Also the following articles, of which each person shall have been possessed on the first day of April last—viz orchard, arable, mowing and pasture land, accounting so much orchard as will in a common season produce ten barrells of cyder, or perry, one acre;—so much pasture land as will summer a cow, four acres; and so much mowing land as will produce one ton of Good England hay yearly, or meadow hay in proportion one acre; and so much arable or tillage land as will commonly produce twenty five bushels of corn yearly, one acre; in which is to be considered all land planted with Indian corn, potatoes and beans, or sown with grain, flax or peas. All stud horses that have been wintered three winters, all other horses and mares, distinguishing those that have been wintered two, three, four and five winters, cows that have been wintered four winters, oxen that have been wintered five winters and oxen that have been wintered four winters—mules that have been wintered two winters, distinguishing those that have been wintered two, three, or four winters—and all Jacks that have been winter'd three winters—All Wool carding machines, Mills, wharves and ferries, with the yearly rent thereof (yearly repairs thereof being first deducted) according to the judgement of the person taking the inventory: the sum total of the value of all real estate (viz) lands and buildings, not included in the above mentioned articles (exclusive of all toll bridges) whether owned by residents or non-residents, except such as are appropriated to public use. The sum total of the value of all stock in trade, the sum total of all money on hand, or at interest, more than the party pays interest for.

That the said inventory, taken as above, be made agreeable to the following form, and be returned into the Secretaries office on or before the third wednesday of November next

	Polls from 18 to 70 years of age (excepting those from 18 to 21—enrolled in the militia, Presidents, Professors, Tutors, Instructors and students of Colleges ordained Ministers, Preceptors of Academies, paupers and Idiots)—
	Acres of orchard Land
	Acres of arable land
	Acres of mowing Land
	Acres of pasture Land
	Stud horses that have been winter'd five winters
	Other horses and mares that have been winter'd five winters
	Other horses and mares winter'd four winters
	Other horses and mares winter'd three winters
	Horses and mares winter'd two winters
	Oxen winter'd five winters
	Oxen winter'd four winters
	Cows winter'd four winters
	All neat stock winter'd three winters
	All neat stock winter'd but two winters
	Mules winter'd four winters
	Mules winter'd three winters
	Mules winter'd but two winters
	Jacks winter'd three winters
	Yearly rent or income of wharves, mills, ferries and Wool carding Machines, (yearly repairs deducted)
	Sum total of the value of buildings and real estate improved and owned by residents and non residents; not included in the above
	Sum total of the value of all stock in trade
	Sum total of money at interest, including bank stock, stock in the funds, and securities for any kind of property at interest more than interest is paid for—
	Sum total of the value of all unimproved lands owned by residents or non residents
	All chaises, coaches, sulkies, and other wheel carriages for the conveyance of persons—

That in all cases where a copy of the Inventory as taken in April last cannot be had, every person is requested to give in a true and faithful inventory of all the foregoing articles belonging to him, respectively on oath, if required thereto by the person, or persons taking said inventory, who are hereby impowered to administer the same; and on refusal or neglect thereof, the person or persons taking said inventory are to set down to him or them so refusing or neglecting, so much as in his or their judgment appears equitable by way of doomage—

That the selectmen of the next oldest town, to any town, parish or place where no Selectmen are chosen, shall take an inventory of such town parish or place, or appoint some person, or persons, in said towns.

parishes or places, to do the same, and return it as aforesaid; for which they shall be paid an adequate reward out of the Treasury, on their account being exhibited and allowed by the General Court; and also that the Selectmen shall return distinctly the amount of footing of each column or their inventory taken in April 1811, so that the number of polls, horses, cattle, acres of land improved, value of unimproved lands, and all other rateable estate, inventoried, and noted in each town, parish and place the last year, may appear, also make a return of what a single poll was taxed in the last state tax—

[House Journal, 1811, p. 408. Senate Journal, 1810-12, p. 402.]

[*Second Session, Held at Concord, November 18, 19, 20, 21, 23, 24, 25, 26, 27, 28, 30; December 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 1812.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE GRANT MADE TO THE PROPRIETORS OF THE
RINDGE TURNPIKE ROAD.

[Approved November 24, 1812. Original Acts, vol. 21, p. 101; recorded Acts, vol. 19, p. 252. Session Laws, November, 1812, p. 26. The act of June 12, 1807, Laws of New Hampshire, vol. 7, p. 570, the act here printed, and the act of June 21, 1815, *post*, are repealed by the act of December 21, 1832, recorded Acts, vol. 29, p. 204.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Proprietors of the Rindge Turnpike road are hereby allowed a further time of two years from the twelfth day of June, in the year of our Lord, one thousand, eight hundred and thirteen, to complete said turnpike road, any thing in any former law of this State to the contrary notwithstanding.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
LITTLE RIVER MARSH CORPORATION.

[Approved November 26, 1812. Original Acts, vol. 21, p. 102; recorded Acts, vol. 19, p. 253.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Jonathan Hobbs, John Lamprey Junior, and Jonathan Jenness, and others, the owners of Little River marsh, so called, in North Hampton in the County of Rockingham, and those who may hereafter become owners of said marsh, be and they hereby are incorporated, and made a body corporate and politic forever, under the name of the Little River Marsh Corporation, and in that name may sue and prosecute, and be sued and prosecuted, unto final judgment and execution; and shall be and hereby are vested with all the privileges and powers which by law are incident to corporations of a similar nature.

And be it further enacted, that the said Jonathan Hobbs and John Lamprey Junior, or either of them, shall call a meeting of said owners, to be holden at any suitable time and place, by posting

notifications, expressing the time, place and design of said meeting at the meeting houses in Hampton, North Hampton, and Rye, three sundays successively; and the owners by a majority present or represented at said meeting shall choose a Clerk and other necessary Officers, and shall agree on the time and place of holding their annual meetings, and the method of calling future meetings; and at the same time or at any subsequent meeting, may make and establish such rules and by laws as to them shall seem necessary and convenient for the regulation and government of the Corporation for carrying into effect the purposes of their incorporation herein after mentioned; and the same by laws may cause to be executed and annex penalties to the breach thereof; Provided said rules and by-laws are not repugnant to the laws of this State.

And be it further enacted, that a majority of said owners may at their annual meetings, and at no other time, raise such sums of money as they may think necessary to make a sufficient outlet to the said Little River marsh, to dike said marsh and for the repair of the works and incidental charges; Provided all sums of money voted to be raised at any annual meeting shall be assessed on each owner, as nearly as may be, in proportion to the value of his property in said Marsh.

And be it further enacted, That this act shall not affect or alter the property of any owner of said marsh, nor the manner of taxing the same.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT—REPEALING A CERTAIN PROVISIO IN AN ACT PASSED JUNE 20TH 1794 ENTITLED AN ACT TO ESTABLISH AN ACADEMY AT GILMANTON—

[Approved November 27, 1812. Original Acts, vol. 21, p. 103; recorded Acts, vol. 19, p. 255. Session Laws, November, 1812, p. 33. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 199.]

Whereas by a certain proviso in said act the Corporation is limited from holding any quantity of land greater than two hundred acres greatly to the damage of said institution and with much perplexity in the management of its funds as it is frequently necessary to secure the property by mortgage—for remedy

Whereof

Be it enacted by the Senate and House of Representatives in General Court convened that the Proviso in said act in the following words (viz) Provided nevertheless the land belonging to said Corporation shall at no time exceed two hundred Acres) be and the same is hereby repealed—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH A LINE OF JURISDICTION BETWEEN THE
 TOWNS OF LEMPSTER AND WASHINGTON.

[Approved November 27, 1812. Original Acts, vol. 21, p. 104; recorded Acts, vol. 19, p. 256. Session Laws, November, 1812, p. 33.]

Whereas the towns of Lempster and Washington have agreed upon a line of Jurisdiction between said towns, to run as follows, to wit, begining on the North line of said Lempster, at the West line of the Fourth division of lots laid out by the proprietors of Lempster; thence running South about Ten degrees West on the said West line of said Fourth division of lots, to the South line of said Lempster; provided and conditioned that said agreement is not to affect any litigation which may hereafter exist relative to the right of soil; and all controversies relative to said Jurisdictional line are to cease from the time of passing this Act, and that all the taxes which have been assessed by the Selectmen of said Lempster on the Inhabitants who live East of said jurisdictional line are to be paid to said Lempster except the School and Highway taxes assessed on Thomas Penniman Esq^r and Simon Lowell, which taxes are to be appropriated by the Selectmen of Washington.

Therefore.

Be it enacted by the Senate and house of Representatives in General Court convened, that the above-described line be, and the same is hereby established, as the line of Jurisdiction between said Lempster and Washington, under the proviso and condition afore-said.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE NEW-HAMPSHIRE BIBLE SOCIETY.

[Approved December 1, 1812. Original Acts, vol. 21, p. 105; recorded Acts, vol. 19, p. 257. See amendments of July 1, 1870, Session Laws, 1870, Chap. 102, and July 7, 1881, id., 1881, Chap. 162.]

Whereas the Hon^{ble} John Langdon, John T. Gilman, and others have petitioned the General Court praying that they & their associates may be incorporated for the purpose of circulating more extensively the Holy Scriptures by distributing them gratuitously amongst the poor & needy, & disposing of them at reduced prices; and the prayer thereof appearing reasonable, Therefore

Be it enacted by the Senate and House of Representatives in General Court convened That John Langdon, John T. Gilman, Seth Payson, Reed Paige, John H. Church, their associates & successors be & they are hereby incorporated & made a body politic by the name of The New-Hampshire Bible Society, & by that name may sue & prosecute, be sued & prosecuted to final judgment & execution; & shall be & hereby are vested with all the privileges & powers which by law are incident to corporations of a similar nature.

And be it further enacted That Seth Payson & John H. Church, or either of them may call a meeting of said Society to be holden at any suitable time & place by advertising the same in one of the Concord Newspapers at least fourteen days before the time of holding said meeting, & the members of said Society by a majority present or represented at said meeting shall choose a clerk or Secretary, who shall be sworn to the faithful discharge of the duties of his office, & shall agree on a method of calling future meetings, & at the same or any subsequent meeting may elect such officers & make & establish such bye-laws as to them shall appear to be expedient, to carry into execution the benevolent design of the Society, and the same bye-laws cause to be executed, & annex suitable penalties to the breach thereof, provided said rules & bye-laws be not repugnant to the Constitution & Laws of this State.

And be it further enacted That the said Society be & they are hereby authorised & empowered to hold personal estate not exceeding Five Thousand dollars.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED "AN ACT FOR ESTABLISHING AN EQUITABLE METHOD OF MAKING TAXES, AND FOR ASCERTAINING THE POWERS OF SELECTMEN" PASSED FEB. 8, 1791.

[Approved December 1, 1812. Original Acts, vol. 21, p. 106; recorded Acts, vol. 19, p. 259. Session Laws, November, 1812, p. 12. Laws, 1815 ed., p. 262. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 603. Repealed by act of July 7, 1827, Laws, 1830 ed., p. 559.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the guardians of minors, of idiots, of distracted persons or persons non compos mentis, and of idle persons shall annually exhibit, to the Selectmen of the respective towns in this State, a just and true account of the rateable estates of their respective wards, in the same way and manner, as the Inhabitants of towns are required by the Act, to which this Act is in addition, to exhibit an account of their own estates rateable by law.

And be it further enacted, That it shall be the duty of guardians to pay all taxes legally assessed upon their wards; and that the taxes, by them so paid, shall be a proper article of charge, to be allowed on settlement of their guardianship accounts.

Provided nevertheless, that it shall be the duty of the Selectmen to make such deduction from the Inventory of the estates of distracted persons, or persons Non compos mentis, as they shall think just and reasonable; whenever it shall appear, that the income of their estates is insufficient to support them.

[CHAPTER 7.]

State of)
New Hampshire. }

AN ACT AUTHORISEING THE SUPERIOR COURT OF JUDICATURE TO CAUSE HIGHWAYS TO BE ESTABLISHED IN CERTAIN CASES.

[Approved December 2, 1812. Original Acts, vol. 21, p. 107; recorded Acts, vol. 19, p. 260. Session Laws, November, 1812, p. 15. See act of June 27, 1821, id., 1815-21, p. 383. Repealed by act of June 24, 1814, *post*.]

Be it enacted by the Senate, and House of Representatives in General Court convened, That whenever any public highway shall be thought necessary to be laid out over land in two or more Counties, in this State, application may be immediately made, by petition, to the Superior Court of Judicature, sitting in either of such Counties; which Court shall have all the power and authority to cause such road or public highway to be surveyed and established; and to cause compensation to be made to the owners of land over which the same may pass, and costs to be taxed, that by law pertains to the Court of Common Pleas to establish highways in any particular County.

[CHAPTER 8.]

State of)
New Hampshire. }

AN ACT FOR THE RELEIF OF THE PROPRIETORS OF THE PEMIGEWASSETT CANAL

[Approved December 3, 1812. Original Acts, vol. 21, p. 108; recorded Acts, vol. 19, p. 264. See act of June 20, 1804, Laws of New Hampshire, vol. 7, p. 271; also act of June 17, 1807, id., p. 585.]

Whereas the Proprietors of the Pemigewassett Canal have by accident lost their Annual meeting and consequently have been prevented from making a legal choice of Officers—and whereas

they are desirous of Legislative aid in procuring another Meeting at which they may make a legal choice of Officers

Therefore,

Be it Enacted by the Senate and house of Representatives in General Court convened, that Moses Lewis, Ebenezer Eastman, and Joshua Fifield or either of them be Authorised to call a meeting of the Proprietors of the Pemigewasset Canal, for the choice of the Officers heretofore usually chosen at the Annual Meetings of said Proprietors, and for the transacting any other business relative to said corporation they may deem expedient by giving notice of said meeting, and the particular business to be attended to at the same, in the Concord Gazette two weeks successively prior to the holding said Meeting—

And be it further enacted, that the Proprietors attending said meeting, or any subsequent meeting legally Notified may agree on any method for calling future meetings of the said proprietors they may deem expedient Provided however that fourteen days notice in all cases shall be deemed necessary to constitute a legal Meeting

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF THE SOUHEGAN NAIL AND COTTON FACTORY

[Approved December 4, 1812. Original Acts, vol. 21, p. 109; recorded Acts, vol. 19, p. 261. See additional act of June 18, 1819, *post.*]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened that Isaac Riddle and Stuart I. Park and their associates, successors and assigns shall be and they are hereby constituted a Corporation and body politic by the name and style of the Proprietors of the Souhegan Nail and Cotton Factory and by that name may sue and be sued, plead and be impleaded; defend and be defended to final Judgment and Execution, and also may make, have and use a common Seal and the same at pleasure break, alter and renew.

Section 2^d And be it further enacted that the said Corporation shall have power and is hereby authorized to carry on the manufactory of Nails and Cotton and the business necessarily connected therewith at Merrimac and may erect any works or buildings necessary for the carrying on said manufactory and the business connected therewith

Section 3^d Be it further enacted that the said Corporation may be lawfully seized and possessed of such real and personal Estate as may be necessary and convenient for establishing and carrying on said manufactory and the business therewith connected and the

same may sell, bargain and dispose of at pleasure; provided the Capital of said Corporation does not consist of more than fifty thousand Dollars.

Section 4th Be it further enacted that the aforementioned Isaac Riddle shall have power to call the first meeting of said Corporation at some suitable time and place by posting up an advertisement in some public place in said Merrimac at least fourteen days before the time of holding said meeting and said Corporation shall have power to choose a Clerk who shall be sworn to the faithful discharge of his duty, and a Treasurer and such other Officers as may appear necessary, and shall have power to agree on the manner of calling future meetings.

Section 5th Be it further enacted that the Capital stock of said Corporation shall be divided into fifty shares, and that each share, under ten, shall entitle the holder thereof to one vote but no member shall be entitled to more than ten votes, and the absent Proprietor may be represented at any meeting by Agents authorized in writing by the person or persons whom they represent, which written authority shall be recorded by the Clerk.

Section 6th Be it further enacted that said Proprietors may at any legal meeting make and establish any rules and by-laws for regulating said Corporation and the same rules and by-laws may cause to be kept and executed provided such rules and by-laws are not repugnant to the Constitution and laws of this State.

Section 7th Be it further enacted that any share in said Corporation may be transferred by a deed under the hand and seal of the proprietor thereof, duly acknowledged and recorded by the Clerk of said Corporation and any purchaser named in such deed so recorded shall on producing the same to the Treasurer be entitled to a Certificate certifying the property in such share to be in such purchaser.

Section 8th Be it further enacted that whenever any member of said Corporation shall neglect or refuse to pay any assessment, duly voted, to the Treasurer thereof within thirty days after the time fixed for the payment thereof the said Treasurer is hereby authorised to sell at public vendue such share or shares of such delinquent as may be sufficient to pay said assessment and all necessary charges and the time and place of holding said vendue shall be posted up in some public place in said Merrimac thirty days previous to the time of sale and such sale shall be a sufficient transfer of such share or shares which transfer shall be recorded by the Clerk of said Corporation and the overplus money, if any, shall be paid by the Treasurer to the person or persons whose share or shares were sold.

Section 9th And be it further enacted that the said Corporation may hold for the term of five years the sum of twenty thousand Dollars free from taxation.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE TIME FOR THE PERFORMANCE OF CERTAIN CONDITIONS IN A GRANT OF A TOWNSHIP OF LAND MADE TO TIMOTHY DIX JUN^R HIS HEIRS AND ASSIGNS, BY A RESOLVE OF THE GENERAL COURT, PASSED DECEMBER 26TH ANNO DOMINI 1805.—

[Approved December 5, 1812. Original Acts, vol 21, p. 110; recorded Acts, vol. 19, p. 265.]

Whereas by a Resolve of the General Court passed the twenty sixth day of December Anno Domini 1805, the Township of Land Number two, lying easterly of, and adjoining to, Cockburn, now Columbia, Colebrook and Stewartstown, and bounded and described as in and by said Resolve may appear, was granted to Timothy Dix Jun^r his heirs and Assigns, in fee simple forever; on Condition, among other things, that the said Dix should within five years from the passing of said Resolve, make and effect, Thirty actual settlements within the limits of said Township—Therefore

Be it enacted by the Senate and House of Representatives in General Court Convened, That the time for making and effecting said settlements be, and the same hereby is, enlarged and extended for the term of five years, from and after the passing of this Act And the said Dix, his Heirs or Assigns, may at any time within said five years, make and compleat said settlement; which shall be deemed and taken to be a full compliance with, and performance of the conditions in said Resolve.—

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CONGREGATIONAL SOCIETY IN WARNER—

[Approved December 5, 1812. Original Acts, vol. 21, p. 111; recorded Acts, vol. 19, p. 266.]

Be it enacted by the Senate and House of Representatives in General Court convened That Richard Morrill Enoch Morrill Benjamin Sargent Timothy Felton David Heath Edmund Sawyer and their associates and all such as may hereafter associate with them be and they hereby are incorporated into a body corporate and politic by the name of the Congregational society in Warner and

by that name may sue and be sued may plead and be impleaded and may prosecute and defend the same to final Judgement and execution and hereby are invested with all the powers and privileges incident to corporations of a similar nature—

And be it further enacted That the said corporation are hereby authorised and empowered to raise such sum or sums of money as they shall Judge necessary for the support or maintainance of a public teacher or teachers of piety religion and morality and to build or repair houses of public worship and to choose all proper officers for managing the concerns of said society and make rules and bye laws necessary for the regulation of the same provided they are not repugnant to the Constitution and Laws of this State—

And be it further enacted That said society shall annually meet on the first monday of March for the purpose of raising money for the purposes aforesaid and for choosing all proper officers for transacting the business of said corporation who shall be sworn to the faithful discharge of their duty and all meetings of said society shall in future be notified and warned by the clerk of said corporation, who shall call a meeting by posting up a notification setting forth the business to be transacted at said meeting to be posted up at such place or places as said corporation shall direct fifteen days prior to said meeting—

And be it further enacted That Richard Morrill and Enoch Morrill or either of them shall warn and preside at the first meeting of said corporation till a moderator shall be chosen which meeting shall be warned by posting up a notification setting forth all matters and things to be acted upon in said meeting at the westwardly meeting house in said Warner at least fifteen days prior to said day of meeting and at said first meeting the said society shall have the same power to choose officers as they have by this act at their annual meeting—Provided nevertheless that any member of said society upon removing from the town of Warner aforesaid shall cease to be a member of said society signifying his intention of the same in writing to the clerk of said society whose duty it shall be to record the same on the records of said society—

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE SOUTH WEST PART OF PACKERSFIELD, NORTH PART OF MARLBOROUGH, AND EAST PART OF KEENE IN THE COUNTY OF CHESHIRE IN SAID STATE, INTO A TOWN & INVEST THE INHABITANTS THEREOF WITH ALL SUCH PRIVILEGES AND IMMUNITIES AS OTHER TOWNS IN THIS STATE HOLD & ENJOY

[Approved December 9, 1812. Original Acts, vol. 21, p. 112; recorded Acts, vol. 19, p. 269. Session Laws, November, 1812, p. 16.]

Whereas a petition signed by a number of the Inhabitants of the southwest part of Packersfield, north part of Marlborough, and east part of Keene praying to be set off from said Towns of Packersfield, Marlborough & Keene, has been presented to the General Court, and the prayer thereof appearing reasonable

Therefore

Be it enacted by the Senate & House of Representatives in General Court convened, that all the lands & Inhabitants within the following limits namely, begining at the northwest corner of lot Number five in the sixth range of Lots in said Packersfield, owned by Abraham Stiles, thence runing south on the west line of said sixth Range to the northwest corner of lot numbered two, in the same Range thence runing east, on the north line of Lots numbered two in the sixth & seventh Ranges to the northeast corner of said lot numbered two in the seventh range, thence runing south on the east line of said seventh Range to the north line of said Marlborough, thence runing east on said north line to the northeast corner of said Town of Marlborough, thence runing south on the east line of said Marlborough so far as to include two ranges of Lots together with the Gore of land on the north end of said Marlborough, thence west on the south line of the second range of Lots in said Marlborough, counting from the north, including said Gore to the west line of said Marlborough, thence runing south on said Marlborough line seventy two rods, thence runing west in said Keene one hundred & fifty six rods, thence runing west seven degrees north one hundred rods, thence west fifty rods to the centre of the north branch of Ashuelot river, (so called) being on the south line of Ebenezer Pages farm, thence up said north branch in the middle thereof, to the west line of said Packersfield, thence runing north on said west line of Packersfield, to the north line of said Packersfield, thence runing east on the said north line of Packersfield to the first mentioned bound, be and the same are hereby incorporated into a Town by the name of Roxbury, and the Inhabitants who now reside or shall hereafter reside within the

before mentioned boundaries, are made & constituted a body, politic and corporate, and invested with all the powers privileges & immunities which other Towns in this State, by law are entitled to enjoy—to remain a distinct Town & to have continuance & succession forever—

And be it further enacted that all monies or other property now due or that shall hereafter become due on the property of said Towns of Packersfield, Marlborough & Keene, by virtue of any grant or other act done & performed before the passing of this Act, shall be divided between the remaining Towns of Packersfield, Marlborough & Keene & the said Town of Roxbury; according to their present proportion of public taxes,

Provided always that nothing in this Act contained shall in any wise, release the Inhabitants of the southwest part of Packersfield, north part of Marlborough & east part of Keene, from paying their proportion of all debts now due from the said Towns of Packersfield, Marlborough & Keene respectively, or the proportion of the support of the present poor of said Towns, including all those supported in whole or in part, or from paying their proportion of the support of any poor persons now resident in any other Towns, which by law the Towns of Packersfield, Marlborough, and Keene may respectively be liable hereafter to relieve or support, but the same may be assessed, levied, and collected from the Inhabitants of the southwest part of Packersfield, north part of Marlborough, and east part of Keene, now constituting the said Town of Roxbury, in the same way & manner as if this Act had not been passed—

And be it further enacted that Solomon Buckminster and Robert Emes or either of them, be & they hereby are authorised and empowered to call a meeting of the said Inhabitants for the purpose of choosing all necessary Officers for said Town, and either said Buckminster, or Emes, shall preside therein, until a Moderator shall be chosen to govern said Meeting, which shall be warned by posting up notice thereof at the Meeting-house in said Roxbury fourteen days prior to the day of holding the same & the annual Meetings for the choice of Town Officers shall be holden in the month of March annually—Provided however that all Town Officers residing within the limits of the Town of Roxbury & chosen by the respective Towns of Packersfield Marlborough & Keene, shall continue in their respective Offices during the time for which they were elected, with full powers to execute the same; and all taxes already assessed or that may during the present year, be assessed by the Selectmen of the Towns of Packersfield, Marlborough and Keene, upon the Inhabitants residing within the limits of Roxbury, shall & may be levied & collected from said Inhabitants, by the proper Officers of the Towns of Packersfield, Marlborough & Keene respectively. And provided further that Benjamin Osgood, Benja-

min Osgood Junior, Samuel Osgood & Samuel Griffin with the property & Estate they now own within the limits of said Roxbury be considered as belonging to & within the limits of the Towns of Packersfield & Keene respectively in the same manner as though this Act had not passed—

And be it further enacted that nothing in this Act contained shall extend to depriving the said Town of Packersfield of any reserve or donation heretofore made, for the support of the Gospel in that Town—nor to depriving said Keene or Marlborough of any reserve, or donation heretofore made for the support of the Gospel and of Schools in said Towns.

And be it further enacted, that the Town of Keene shall, forever hereafter, maintain & support the northerly Bridge over the Ashuelot between the said Towns of Keene and Roxbury; and the said Roxbury shall maintain & support the southerly Bridge over said river between said Towns.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF ALTON SOCIAL LIBRARY

[Approved December 10, 1812. Original Acts, vol. 21, p. 113; recorded Acts, vol. 19, p. 273. See act of June 26, 1827, id., vol. 24, p. 61.]

Be it enacted by the Senate and House of Representatives in General Court convened that Benjamin Wiggin James McDuffee & David Gilman Proprietors of said Library and all such as are or may hereafter become proprietors of the same be and they hereby are incorporated into a body politic & corporate by the name of the Proprietors of Alton Social Library with continuance and succession forever and in that name may sue and be sued may plead & be impleaded in all personal Actions and may prosecute and defend the same to final Judgement and Execution and they hereby are vested with all the powers And privileges incident to Corporations of a Similar nature and may enjoin penalties of disfranchisement or fine not exceeding four Dollars for each offence to be recovered by said society in an Action of debt to their use in any Court proper to try the same and they may purchase And receive subscriptions grants and donations of personal estate not exceeding the sum of one thousand Dollars for the purpose and use of their Association—

And be it further enacted that said Proprietors be and they hereby are authorised and impowered to assemble at Alton afore-said on the first monday of February annually to Choose all such

officers as may be found necessary for the orderly conducting the affairs of said Corporation who shall Continue in office untill Others are chosen in their room and the said Corporation may assemble as often as may be found necessary for the filling up any vacancies that may happen in said offices and for transacting all other business for the Good of said Corporation excepting the raising of money which shall always be done at their annual Meeting and at no other time At which annual Meeting they shall vote all such sums as shall be necessary for the defraying the anual Expence of preserving said Library and for enlarging the same and shall make and establish such Rules and Bye Laws for the Goverment of said Corporation as may from time to time by them be found necessary provided the same be not repugnant to the Constitution and Laws of this state—

And be it further enacted that Benjamin Wiggin & James McDuffee or either of them be and they hereby are authorised and impowered to call the first meeting of said proprietors, at such time, and place as he may judge proper by posting up a notification for the same at the Meeting house in said Alton, or at some public house near the center of said Town at Least fifteen days before the time of holding said Meeting and to preside in said meeting untill a Moderator is chosen and the said proprietors at said Meeting shall have all the power and Authority to establish all such Bye Laws and Choose all such officers as they may or can do by virtue of this act at their Annual Meeting

[CHAPTER 14]

State of }
New Hampshire. }

AN ACT TO ALTER THE RESPECTIVE NAMES OF DUDLEY BARRY, BILDAD FARRAR AND WILLIAM WILMARTH—

[Approved December 10, 1812. Original Acts, vol. 21, p. 114; recorded Acts, vol. 19, p. 275.]

Be it enacted by The Senate & House of Representatives in General Court convened that the name of Dudley Barry be changed to the name of John Barry, that the name of Bildad Farrar be changed to the name of William Farrar & that the name of William Wilmarth be changed to the name of William Dame and that the said Dudley Barry shall hereafter be known and called by the name of John Barry, that said Bildad Farrar shall be known and called by the name of William Farrar and that said William Wilmarth shall be known & called by the name of William Dame any usage or custom heretofore to the contrary notwithstanding—

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE BATH ALLUM COMPANY.

[Approved December 10, 1812. Original Acts, vol. 21, p. 115; recorded Acts, vol. 19, p. 276.]

Sec. 1. Be it enacted by the Senate & House of Representatives in General Court convened, That Joseph Fifield, Stephen H Whiting, Noah Sabin and James I. Swan and their Associates, Successors & assigns, be and hereby are created & made a body politic and corporate by the name of the Bath Allum Company; and by that name may sue & be sued, plead and be impleaded, defend & be defended, to final judgment, execution & satisfaction in any Court of record or elsewhere; and may make have & use a common seal & the same may at pleasure break alter & renew; and may do perform transact & carry on every & all manner of matters and things necessary proper & convenient for them in manufacturing Allum Copperas & vitriols—

Sec. 2^d And be it further enacted, that the said Corporation may purchase hold & enjoy any mine or mines of Allum copperas or vitriol ores & may also have hold & enjoy any other real and personal estate necessary & convenient for the purposes of this Institution to the amount of eight thousand dollars, all which shall be exempted from taxation for the space of two years from the passing of this Act—

Sec. 3^d And be it further enacted, that the said Joseph Fifield and Stephen H Whiting or either of them may call the first Meeting of said Corporation by giving each Proprietor notice thereof, or causing such notice which shall be in writing to be left at his or their dwelling house or usual place of abode at least twenty days prior to said Meeting—At which said meeting or at any other meeting regularly notified, the said Corporation by the Major vote of the Proprietors present or represented, all representations being proved by writing signed by the party and filed with the Clerk may choose a Clerk and all other necessary officers who shall all be sworn to the faithful discharge of the duties of their respective offices; may agree upon the method of calling future meetings; may divide said corporation into shares & set off to each Proprietor his proportion thereof; and may make & establish such bye Laws for the regulation & management of the affairs of said Corporation & carrying the same into effect, as may be deemed necessary & convenient; provided that such bye Laws shall not be repugnant to the Laws of this State.

Sec. 4 And be it further enacted that said Corporation at any

regular meeting, may vote any Tax or assessment upon the shares thereof, and for the non payment of such Tax or assessment after due notice, may sell the delinquent share or shares at auction in such manner as by the bye Laws of said Corporation may be provided—

Sec. 5th And be it further enacted, that the said shares of said Corporation shall be considered personal estate to all intents & purposes & may be transferred in such manner as by the bye Laws of said Corporation may be provided—

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
EPISCOPAL CHURCH IN NEWHOLDERNESS.

[Approved December 10, 1812. Original Acts, vol. 21, p. 116; recorded Acts, vol. 19, p. 279.]

Sec. 1th Be it enacted by the Senate and house of Representatives in General Court convened, that Samuel Sheperd and James Smyth and such others as may from time to time be admitted members in the manner herein after expressed and their Successors, be incorporated and constituted a body politic & corporate by the name of the Episcopal Church in Newholderness, and by that name may sue and be sued and do and transact all business that may be lawfully done by any other religious or ecclesiastical corporation in this State—and shall be capable of receiving gifts and Donations of real & personal estate and of holding the same to the use of themselves and their successors free of Taxes, provided the net annual income thereof shall never exceed five hundred dollars—

Sec. 2^d And be it further enacted, for the purpose of ascertaining at all times what persons compose said corporation, that every person admitted a member shall, at the time of his admission enter his name in the Clerk's book of the records of the corporation—and every person not choosing to continue a member may cease to be such by requesting the Clerk to erase his name from said book in any annual meeting of the said corporation— And the annual meetings of said Corporation shall forever be holden on Monday next after Easter Sunday, at three of the Clock in the afternoon—and said corporation may hold other meetings to be notified in such manner as their bye-Laws shall prescribe—and may choose Church Wardens & other Officers at any legal meeting— But no article shall be acted upon at any Meeting, unless the same shall have been inserted in a notification & posted up at the Church door or some other place prescribed ten days at least before the Meeting.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT, TO DISANNEX THOMAS THOMSON AND THOMAS THOMSON JR TOGETHER WITH THEIR FARM AND BUILDINGS, FROM THE TOWN OF SWANZEY, AND TO ANNEX THE SAME TO THE TOWN OF KEENE—

[Approved December 10, 1812. Original Acts, vol. 21, p. 117; recorded Acts, vol. 19, p. 280. Session Laws, November, 1812, p. 19.]

Be it enacted by the Senate an house of Representatives in General Court convened, that the said Thomas Thomson and Thomas Thomson Jun^r, together with their farm and buildings, be, and they hereby are, disannexed from the town of Swanzey and annexed to the town of Keene

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT FOR THE RELIEF OF JACOB TRUSSELL.—

[Approved December 11, 1812. Original Acts, vol. 21, p. 118; recorded Acts, vol. 19, p. 281.]

Whereas Jacob Trussell of Canaan in the County of Grafton hath petitioned the General Court setting forth that in the year of our Lord one thousand eight hundred and seven he became surety by recognizance to the State of New Hampshire in the sum of four hundred dollars for Nathaniel Merrill of Enfield in said County that said Nathaniel should make his personal appearance at the Superiour Court of Judicature held at Haverhill within and for said County on the second Tuesday of October in the same year, and shewing that the said Nathaniel did not appear at said Court, but absconded, whereby his said recognizance became forfeited, and Execution issued on a judgment thereon against the said Jacob, which said Execution was levied on five acres of land of the said Jacob lying adjoining on the West side of Broadstreet in said Canaan about sixty rods northwardly from the Meeting house, and praying that the said land may be granted and released to him; And whereas the Justices of the Court of Common Pleas for said County have signified to the Legislature their opinion that the prayer of said petition ought to be granted, and the said petition appearing reasonable; Therefore—

Be it enacted by the Senate and House of Representatives in

General Court convened that the said land levied on and set off on said Execution be, and the same is hereby granted, remised, released and quitclaimed to the said Jacob Trussell, his heirs and assigns, and that he and they shall have, hold and enjoy the same to their own use, in like manner, and shall be deemed and adjudged to have the same right and title thereto, as though said Execution had not been levied thereon, the same Execution and levy notwithstanding.—

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
NEW HAMPSHIRE CHARITABLE SOCIETY—

[Approved December 11, 1812. Original Acts, vol. 21, p. 119; recorded Acts, vol. 19, p. 283. See amendment, passed June 28, 1837, Session Laws, 1837, Private Acts, Chap. 31.]

Whereas, Samuel Runnels, Simeon Dana, Leavitt Clough and others, have petitioned the General Court Praying that they and their Associates may be incorporated for the purpose of raising funds and receiving donations for the relief of such objects of charity as shall fall within their observation, and the prayer thereof appearing reasonable—

Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that Samuel Runnels, Simeon Dana, Leavitt Clough, their Associates and successors be and they hereby are incorporated into a Company by the name of the New Hampshire Charitable Society, and by that name may sue and prosecute, be sued and prosecuted to final judgment and execution; and shall be and hereby are vested with all the privileges and powers which by law are incident to corporations of a similar nature—

And, be it further enacted, that Samuel Runnels, and Simeon Dana, or either of them may call the first meeting of said corporation by posting up a notification at the Meeting-house in New-Durham, fourteen days previous to the day of meeting, and the members of said corporation, at said meeting, shall choose a Clerk and Treasurer who shall be sworn to the faithful discharge of the duties of their office, and may choose all other necessary Officers; and shall agree upon a method of calling future meetings; and at the same, or any subsequent meeting may make and establish such rules and By-laws as to them shall appear expedient to carry into effect the charitable design of the corporation, and the same By-laws cause to be executed, and annex suitable penalties to the

breach thereof Provided such Rules and By-laws be not repugnant to the Constitution and Laws of this State—And be it further enacted, that the said Corporation shall annually hold a meeting for the choice of Officers, on the Friday next preceding the second saturday in June.—And be it further enacted, that the said Corporation may hold estate real or personal, to the amount of Five Thousand dollars, the income of which shall be appropriated solely for the relief of the poor and needy—. Provided nevertheless, that no real estate shall be exempted from taxation on account of its belonging to said Society—

And be it further enacted, that the Legislature may at any time hereafter repeal this Act, if in their opinion the interest of the State may require it.—

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CONGREGATIONAL SOCIETY IN TAMWORTH.

[Approved December 11, 1812. Original Acts, vol. 21, p. 120; recorded Acts, vol. 19, p. 285. See additional act of June 25, 1830, id., vol. 27, p. 264.]

Whereas Samuel Gilman, Francis Proctor, Joseph Boyden, George Dodge, and other inhabitants of the town of Tamworth have petitioned the General Court praying that they and their associates may be incorporated for the purpose of supporting a Minister of the congregational order in said Tamworth, and the prayer thereof appearing reasonable—Therefore—

Be it enacted by the Senate and house of Representatives in General Court convened, that Samuel Gilman, Francis Proctor, Joseph Boyden, George Dodge, their associates and successors be and they hereby are incorporated and made a body politic under the name of the Congregational Society in Tamworth and by that name may sue & prosecute, be sued and prosecuted to final judgment and execution, and shall be and hereby are vested with all the privileges and powers which by law are incident to corporations of a simular nature.

And be it further enacted, that the said Society, at any meeting legally warned and holden for that purpose, may by a majority of voters present, raise such Sums of Money as they shall think necessary for building and repairing a meeting house and supporting a Minister of the congregational order, which Sums shall be assessed upon the members of said corporation in proportion to their rateable property; and the said Society may hold estate, real or personal, to the amount of Ten Thousand dollars solely for the purposes aforesaid.

And be it further enacted, that Samuel Gilman and Francis Proctor or either of them may call a meeting of said Society by posting up a notification at the meeting house in said Tamworth Fifteen days before the time of holding said meeting, at which meeting the said Society shall choose a Clerk & Treasurer who shall be sworn to the faithful discharge of the duties of their said offices; and may choose all other necessary officers, and shall agree upon a method of calling future meetings, and at the same or any subsequent meeting may make & establish such Rules and By-laws as they may think expedient to carry into effect the design of said corporation, and the same Rules and By-laws may cause to be executed and annex suitable penalties to the breach thereof, provided the said Rules and By-laws be not repugnant to the Constitution and laws of this State.

And be it further enacted, that any member of said Society may leave the same and cease to be a member, by filing a written notification with the Clerk of said Society One year previous to leaving the same, and every member so leaving said Society shall pay his proportion of all debts due from the same at the time of giving notice as aforesaid.

And be it further enacted, that the said Society shall hold a meeting on the First Monday of March annually for the choice of officers

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO REMEDY THE LOSS OF ANNUAL MEETINGS.

[Approved December 11, 1812. Original Acts, vol. 21, p. 121; recorded Acts, vol. 19, p. 287. Session Laws, November, 1812, p. 19. Laws, 1815 ed., p. 238; id., 1830 ed., p. 119. See additional act of July 4, 1834, Session Laws, 1834, Chap. 185. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate & House of Representatives in General Court convened That any sixteen of the legally qualified voters, or the owner or owners of one sixteenth part of the property of any body politic & corporate (other than towns) in this State, which from any cause may have failed, or shall hereafter fail to hold its annual meeting, may apply in writing to any Justice of the Peace in this State to call a meeting of the members of said body politic & corporate for the purposes for which the annual meeting thereof was to have been holden, & said Justice shall thereupon issue his warrant directed to any one of said applicants requiring him to warn a meeting of such corporate body for the purposes aforesaid by giving fourteen days notice of such meeting by publishing a copy of said written application & warrant in the

same manner as the warning for the annual meeting of said corporate body would have been published had it been regularly published, & at the meeting thus warned the business of the annual meeting shall be transacted; and the business thus transacted shall be as binding & valid to all intents & purposes as if said meeting had been holden on the day prescribed by the act of incorporation.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT PRESCRIBING THE MODE OF ATTACHING ON MESNE PROCESS & SELLING ON EXECUTION SHARES IN INCORPORATED COMPANIES, & PEWS IN MEETING HOUSES & OTHER PLACES OF PUBLIC WORSHIP.

[Approved December 11, 1812. Original Acts, vol. 21, p. 122; recorded Acts, vol. 19, p. 288. Session Laws, November, 1812, p. 20. Laws, 1815 ed., p. 184; id., 1830 ed., p. 84. See act of July 2, 1825, id., p. 87; also act of July 6, 1827, id., p. 481. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate & House of Representatives in General Court convened That the share or shares or interest of any person in any turnpike, bridge, canal, or other company, which has been, or may hereafter be incorporated by the Legislature of this State, with all the rights & priviledges appertaining to such shares, may be attached on mesne process, and taken in execution; and when any such shares or interest shall be attached on mesne process, or taken on execution without such previous attachment, an attested copy or copies of such writ of attachment or execution shall be, by the officer holding the same, left with the clerk & Treasurer, secretary or cashier of such company: & so many of said shares, or so much of said interest may be sold on said execution, at public vendue, to the highest bidder, as shall be sufficient to satisfy the same, & the charges of sale, after notice shall have been given of the time & place of sale, in manner as hereinafter provided; and in case the officer making the sale, or the purchaser or purchasers of any such shares or interest, do cause an attested copy or copies of such execution, & the officers return thereon, to be left with such clerk & treasurer, secretary or cashier, within fourteen days after the sale is completed, & pay for the recording the same, such purchaser or purchasers shall be thereby entitled to such shares and interest, with all the priviledges appertaining thereto, & the income and dividends which may have accrued or been made on the same subsequent to the attachment thereof on mesne process : & it shall be the duty of the proper officer or officers of such corporation to issue to the purchaser or purchasers,

under such execution, such certificates as by the bye-laws & regulations of such corporation are the evidences of the shares or interest of a proprietor in such corporation.

Sect. 2. And be it further enacted That an attachment of such shares or interest on mesne process shall hold the same, and also all dividends growing due after such attachment, to respond the final judgment, which may be rendered thereon, untill the expiration of thirty days after the rendition of such judgment, and in case the same are not within that time taken by execution on such judgment, the shares interest or dividends so attached as aforesaid shall no longer be holden thereby; and an attested copy or copies of the execution left with the clerk and Treasurer, & Secretary or Cashier of the corporation; and an advertisement of the time & place of sale being once published within said thirty days, shall be deemed a taking such shares or interests in execution, pursuant to the attachments on the original writ.

Sect. 3. And be it further enacted That in making sale of any such shares or interest, the officer holding the execution shall give notice in writing of the time & place of sale to the judgment debtor, by leaving the same at his last & usual place of abode, if within the county in which said officer dwells; & public notice of the said time & place of sale shall also be given by posting up notifications thereof in one or more public places in the town where such sale is to be made, and also in one or more public places in the two adjoining towns, thirty days at least before the time of sale, and further shall cause an advertisement, expressing the time & place of sale, & against whom such execution shall have issued on which such shares or interests have been taken, to be published three weeks successively before the day of sale, in the manner the act of incorporation or the bye-laws of said corporation require the notice of a sale of shares or interest in such corporation for the non-payment of assessments thereon; and in case the judgment debtor has at no time resided within, or does not then dwell in such county, the posting up such notifications and publishing such advertisement in manner aforesaid, shall be deemed sufficient notice of such sale; and in case the shares or interest so notified for sale, shall not, for want of purchasers, be disposed of at the time appointed for sale, the officer shall adjourn the sale for a time not exceeding three days, and from time to time, untill the sale shall be completed.

Sect. 4. And be it further enacted That whenever any officer, having a writ of attachment or execution against any person interested in any such company, shall exhibit to the clerk, treasurer, or cashier thereof such writ or execution, & request a certificate from him of the number of shares or amount of interest (with a description thereof) owned by the debtor in such company, it shall be the duty of such clerk, treasurer or cashier to give the said

officer a certificate of the number of shares or amount of interest holden & owned by the debtor in such company, & therein express the numbers or other marks by which such shares or interest are distinguished; and in case such clerk, treasurer, or cashier shall wilfully refuse to make & deliver to the officer such certificate, or shall wilfully make & deliver a false certificate thereof, such clerk, treasurer, or cashier shall be liable to pay to the creditor the full contents of such execution, and the contents of the judgment which may be recovered by the plaintiff in such writ of attachment, & the same may be recovered by the judgment creditor in an action of debt, in any court proper to try the same.

Sect. 5th And be it further enacted That in the cases of sale upon execution as aforesaid, if any surplus money remain in the hands of the officer, after satisfying such execution & the charges of sale, it shall be disposed of in the manner the law directs the disposition of surplus money arising from the sale of personal property sold on execution.

Sect. 6th And be it further enacted That pews or seats in meeting-houses, churches, & other places of public worship shall hereafter be deemed personal property: and the same may be attached on mesne process by giving to the debtor, or leaving at his last & usual place of abode, an attested copy of the writ by which the same are attached, with an attested copy of the officers return thereon, fourteen days before the sitting of the court to which said writ be returnable; and the said attachment shall hold the same to respond the final judgment which may be rendered in the action to which said writ appertained untill thirty days next after the rendition of said final judgment; and the pew or pews, seat or seats attached as aforesaid, may be taken in execution & sold at public vendue to the highest bidder according to the regulations prescribed by law for selling other personal estate taken in execution: and when pews seat or seats are taken in execution without any previous attachment, an attested copy of such execution with a certificate thereon expressing that the said pew or pews seat or seats have been taken on said execution and will be sold according to law, shall be given to the judgment debtor, or left at his last & usual place of abode, & the same shall be deemed a taking of said pew or pews seat or seats on said execution; and thereupon the same proceedings shall be had to satisfy said execution by the sale of said pew or pews seat or seats as are required by law for the sale of personal property taken on execution; and the pew or pews seat or seats so sold shall thereafter become the property of the purchaser or purchasers at said sale: and if any surplus money remain in the hands of the officer after satisfying such execution and the charges of sale it shall be disposed of in the manner the law directs officers to dispose of surplus money arising from the sale of personal property sold on execution.

Sect. 7th And be it further enacted That it shall be the duty of the officers of every corporate body in this State to shew to any Sheriff or deputy Sheriff, on request, such records or documents in their keeping as may be useful to direct or assist him in the performance of his official duty; and if any officer of any corporate body in this state refuse or neglect to shew the records or documents in his keeping, he shall forfeit & pay to said Sheriff or deputy Sheriff, for every such refusal or neglect, the sum of twenty dollars to be recovered in any court of competent jurisdiction; and if any person or persons shall suffer loss by such refusal or neglect of said officers or either of them, the person or persons, so suffering loss, shall have a right to recover the damages he or they have sustained by the said refusal or neglect of said officer or officers in any action or actions against said officer or officers so neglecting, in any court of competent jurisdiction—

[CHAPTER 23.]

State of)
New Hampshire.)

AN ACT TO INCORPORATE WILLIAM WHITTLE & OTHERS BY THE
NAME OF THE WEARE COTTON & WOOLEN FACTORY—

[Approved December 12, 1812. Original Acts, vol. 21, p. 123; recorded Acts, vol. 19, p. 294.]

Be it enacted, by the Senate & House of Representatives in General Court convened, that the said William Whittle, Enoch Breed, Moses Hodgdon, Pelatiah Gove, Stephen Dow, Moses Peaslee, Moses Huntington, Enoch Gove and their Associates, successors & assigns, shall be, & they are hereby created a corporation & body politic, by the name & stile of the Weare Cotton & Woollen Factory, & by that name may sue & be sued, plead & be impleaded, answer & be answered unto, defend & be defended, to final judgment & execution, & also may make, have & use a common seal, & the same at pleasure may break, alter & renew.—

And be it further enacted, that the said corporation shall have power & hereby is authorised to carry on the manufactory at Weare of Cotton & Wool, & the business necessarily connected therewith, & may erect any dam, mill or mills, work or buildings necessary for carrying on this useful manufacture & the business connected therewith—

And be it further enacted, that the said Corporation may be lawfully seized & possessed of such real & personal estate, as may be necessary & convenient for establishing & carrying on said Manufactory, & the business therewith connected, & the same may sell, bargain & dispose of at pleasure, Provided, that such real estate

shall not exceed in value the sum of Ten thousand Dollars, & such personal estate shall not exceed in value the sum of Forty thousand Dollars—

And be it further enacted, that the persons abovenamed or any three of them, may, by an advertisement in any public Newspaper printed in the County of Hillsborough, call a meeting of said Corporation to be holden in Weare at any suitable time & place after twenty days from the publication of said advertisement, & the members of said Corporation by a vote of the majority of those present or represented at said meeting (in all cases accounting & allowing a vote to each single share) shall choose a Clerk, who shall be sworn by a Justice of the Peace for the County of Hillsborough, to the faithful performance of his duty, a Treasurer & such other Officers as may appear necessary for the management of the business and concern of said Corporation, & shall agree on the manner of calling future meetings; & at the same, or any subsequent meeting, may make & establish any rules & regulations for regulating said Corporation and the same rules & regulations may cause to be kept & executed, or for the breach thereof, may order & enjoin fines & penalties not exceeding thirteen Dollars and thirty three Cents for any breach thereof, Provided such rules & regulations are not repugnant to the Laws and Constitution of this State—And all agents & proxies at any meeting shall be authorised in writing signed by the persons by whom they are appointed, which shall be filed and recorded by the Clerk—Provided, that no member of the Corporation shall be allowed more than eight votes—

And be it further enacted, that the property of said Corporation shall be, & hereby is divided into Sixty shares, & shall be numbered in progressive order, begining at number one; and every original number thereof, shall have a certificate under the seal of said Corporation, & signed by the Treasurer, certifying his property in such shares, in said Corporation—

And be it further enacted, that any shares may be alienated by the Proprietor thereof, his Executors and Administrators by deed under the hand and seal of him or them acknowledged before some Justice of the Peace, and recorded by the Clerk in a book to be kept for that purpose, and any purchaser named in such deed so recorded, shall, on producing the same to the Treasurer, & delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser—

And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted & agreed upon by said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at public

vendue, the share or shares of such delinquent member one or more, as shall be necessary & sufficient to pay such taxes & necessary charges, after duly notifying in one or more public Newspapers printed in the County of Hillsborough, & such other way as the Corporation may direct, the sum due on such shares, & the time & place of sale, at least, thirty days previous to the time of sale, & such sale shall be a sufficient transfer of such share or shares so sold, to the person purchasing the same, & on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the number of shares sold, shall be, by the Clerk, entered on the books of said Corporation, & such person shall be considered to all intents & purposes, the Proprietor thereof, & the overplus, if any there be, shall be paid on demand, by the Treasurer to the person whose share or shares were sold—

And be it further enacted, that when execution shall issue on any judgment recovered against said Corporation, & the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded & issued, may sue out a writ of Scire facias, from the Court wherein the judgment was entered, on which the same execution was awarded & issued, against such person or persons as are or were Proprietors & members of said Corporation at the time such judgment was rendered, & may have execution against their goods & estate, or against the goods & estate of any such deceased member of said Corporation in the hands of his or their executors, or administrators, with additional costs & damages—

And be it further enacted, that this Act shall be deemed & taken to be a public Act, & as such may be declared upon & given in evidence in any Court of Law, without specially pleading the same, Provided always that the Legislature may from time to time hereafter, upon due notice to said Corporation, make such further provision & regulations for the management of the business of said Corporation & the government thereof, or wholly to repeal this Act, as shall be deemed expedient—

And be it further enacted, that Ten thousand Dollars of the Capital stock, & no more, employed in said Factory, shall be exempt from taxation for the Term of five years—

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH THE RATES OF THE TOLLS OF WELLS-RIVER
 BRIDGE, HAVERHILL BRIDGE AND BEDELS BRIDGE.

[Approved December 14, 1812. Original Acts, vol. 21, p. 124; recorded Acts, vol. 19, p. 299. Session Laws, November, 1812, p. 25.]

Sec. 1.—Be it enacted by the Senate and House of Representatives in General Court convened that from and after the passing of this Act the rates of the tolls of the Wells-river bridge, Haverhill bridge and Bedels bridge be and the same hereby are established as follows—to wit,—for each foot passenger, horse, jack, mule or neat beast, (exclusive of those rode or in carriages or teams) one cent; for each sheep or swine, one half cent; for each horse and rider, sled, sleigh, cart or carriage of burden drawn by one beast, six and a quarter cents; for each chaise, chair, sulky or carriage of pleasure drawn by one beast, and each sled, sleigh, cart, or carriage of burden drawn by two beasts twelve and an half cents; for each curricule, fifteen cents; for each sled, sleigh, cart, or carriage of burden drawn by three beasts, eighteen cents; for each four wheeled carriage of pleasure drawn by two or more beasts and each sled, sleigh, cart or carriage of burden drawn by four beasts, twenty five cents; with three cents more for each beast above four.

Sec. 2.—And be it further enacted, That all the laws heretofore passed concerning the rates of tolls of the bridges aforesaid be and the same are hereby repealed.

Sec. 3.—And be it further enacted, That whenever the public good may hereafter require it, the General Court may repeal this Act and every part thereof.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JOHN WHEELER & OTHERS BY THE NAME
 OF THE DOVER COTTON FACTORY—

[Approved December 15, 1812. Original Acts, vol. 21, p. 125; recorded Acts, vol. 19, p. 300. See additional acts of June 21 and December 22, 1820, *post*. By the act of June 18, 1823, recorded Acts, vol. 22, p. 294, the capital was increased.]

Be it enacted by the Senate and House of Representatives in General Court convened, that John Wheeler, William Hale, Andrew

Peirce, Jeremiah Stickney, Joseph Smith, Robert Rogers, Moses Clements, Walter Cooper, John Williams, Stephen Patten Jun^r and their associates and successors be and they hereby are incorporated and made a body politic forever by the name of the Dover Cotton Factory, and in that name may sue and be sued, prosecute and be prosecuted, defend and be defended to final judgment and execution, and shall be & hereby are vested with all the privileges & powers which by law are incident to Corporations of a similar nature; and, also may have and use a common seal, which they may break, alter or renew at pleasure.

And be it further enacted, that the said Company shall have power and hereby is authorised to carry on the manufacturing of Cotton and Woolen yarn & Cotton and Woolen Cloth in Dover, and the business necessarily connected therewith.—

And be it further enacted, that the said Company may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory and the business therewith connected, and the same may sell and dispose of at pleasure; provided such real estate shall not exceed in value the sum of Ten thousand dollars, and such personal estate shall not exceed in value the sum of forty thousand dollars.—

And be it further enacted, that the said John Wheeler and William Hale or either of them may call the first meeting of said Company to be holden at any suitable time and place in said Dover, by advertising the same in the Dover "Sun" twenty days previous to said meeting, and the members of said Company by a vote of the majority of those present or represented at said meeting, in all cases counting and allowing one vote to one share, two votes to two shares, two votes to three shares, three votes to four shares, four votes to five shares, six votes to seven shares and eight votes to ten shares, shall choose a Clerk, who shall be sworn by a Justice of the peace, to the faithful performance of his duty, a treasurer, a President, and such other officers as may appear necessary for the management of the business and concern of said Company, and shall agree on the manner of calling future meetings, and at the same or any subsequent meeting make and establish any rules and regulations for regulating said Company, and the same rules and regulations may cause to be kept and executed, or for the breach thereof may order and enjoin fines and penalties not exceeding twelve dollars for any one breach thereof; Provided such rules & regulations are not repugnant to the Constitution and laws of this State. And all agents and proxies at any meeting shall be authorized in writing signed by the persons by whom they are appointed, which shall be filed and recorded by the Clerk, provided no member of the Company shall be allowed more than eight votes.

And be it further enacted, that the property of said Company

shall be and hereby is divided into Forty shares, and shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate under the seal of said Company and signed by the Treasurer, certifying his property in such share as shall be expressed in said Certificate.

And be it further enacted, that any share or shares may be alienated by the proprietor thereof, his executor or administrator by a deed under the hand and seal of him or them, acknowledged before some Justice of the Peace and recorded by the Clerk in a book kept for that purpose; and any purchaser named in such deed so recorded, shall, on producing the same to the Treasurer and delivering up to him the former certificate be entitled to a new certificate, executed in the form aforesaid, certifying the property in such share or shares to be in such purchaser.—

And be it further enacted, that whenever any member of said Company shall neglect or refuse to pay any tax or assessment duly voted by said Company to their Treasurer within thirty days after the time limited for the payment thereof, the treasurer of said Company is hereby authorized to sell at public auction the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one of the Newspapers printed in Portsmouth or Dover, and in such other way as the Company may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale; and such sale shall be a sufficient transfer of such share or shares so sold to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Company, the name of such purchaser, with the number of shares sold, shall be by the Clerk entered on the Books of said Company, and such person shall be considered to all intents and purposes the proprietor thereof, and the overplus, if any there be, shall be paid, on demand, by the Treasurer to the person whose share or shares were thus sold.

And be it further enacted, that when execution shall issue on any judgment recovered against said Company and shall be returned not satisfied, the original plaintiff in the action wherein the execution was awarded and issued, may sue out a writ of scire facias from the Court wherein the judgment was entered, on which the same execution was awarded and issued against such person or persons as are or were proprietors & members of said Company, at the time such judgment was rendered, and may have execution against his or their goods and estate, or against the goods and estate of any deceased member of said Company, in the hands of his or their executors or administrators with additional costs and damages.

And be it further enacted—that this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any Court of law, without specially pleading the same; Provided always that the Legislature may from time to time hereafter, upon due notice given to said Company, make such further provision and regulation for the management of the business of said Company and the Government of the same as they may think proper, and may also repeal this act, whenever, in the opinion of said Legislature it shall be expedient.

And be it further enacted, that the capital stock actually employed in said manufactory shall be exempt from taxation for the term of five years after the same shall go into operation: Provided it doth not exceed the sum of Ten thousand dollars.—

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT TO CHANGE THE NAME OF JONATHAN SMITH JUN^R

[Approved December 15, 1812. Original Acts, vol. 21, p. 126; recorded Acts, vol. 19, p. 305.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the name of Jonathan Smith Jun^r be and hereby is changed to the name of Jonathan Roberson Smith and that he be forever hereafter known and called by the name of Jonathan Roberson Smith any usage or custom heretofore to the contrary notwithstanding

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT FOR MAKING AND ESTABLISHING A NEW PROPORTION FOR THE ASSESSMENT OF PUBLIC TAXES AMONG THE SEVERAL TOWNS AND PLACES WITHIN THIS STATE, AND TO AUTHORIZE THE TREASURER TO ISSUE HIS WARRANTS FOR LEVYING THE SAME.

[Approved December 15, 1812. Original Acts, vol. 21, p. 127; recorded Acts, vol. 19, p. 306. Session Laws, November, 1812, p. 5.]

Be it enacted by the Senate and House of Representatives in General Court convened That of every thousand dollars of public taxes hereafter to be raised, the proportion which each town and

place within this State shall pay, and for which the Treasurer of this State is hereby authorized and directed to issue his warrants shall be as follows,—to wit,—

COUNTY OF ROCKINGHAM.

Allenstown, one dollar & forty seven cents,	\$ 1.47
Atkinson, three dollars & thirty two cents,	3.32
Bow, three dollars & forty two cents,	3.42
Brentwood, five dollars & four cents,	5.04
Candia, five dollars & fifty one cents,	5.51
Canterbury, seven dollars & sixty nine cents,	7.69
Chester, eight dollars & ninety six cents	8.96
Chichester, three dollars & forty two cents	3.42
Concord, eleven dollars & seventy cents	11.70
Deerfield, nine dollars & seventy six cents	9.76
East Kingston, two dollars & forty seven cents	2.47
Epping, seven dollars & forty nine cents	7.49
Epsom, five dollars & fifty four cents	5.54
Exeter, nine dollars & forty three cents	9.43
Greenland, three dollars & sixty two cents	3.62
Hampton, four dollars & eighty six cents	4.86
Hampstead, four dollars & nineteen cents	4.19
Hampton Falls, three dollars & ninety one cents	3.91
Hawke, one dollar & ninety six cents	1.96
Kensington, three dollars & ninety one cents	3.91
Kingston, three dollars & fifty three cents	3.53
Londonderry, fourteen dollars & sixty three cents	14.63
Loudon, seven dollars & forty eight cents	7.48
New-castle, one dollar & twenty two cents	1.22
Newington, two dollars & thirty six cents	2.36
Newmarket, four dollars & fifty one cents	4.51
Newtown, two dollars & twelve cents	2.12
Northfield, four dollars & seventy seven cents	4.77
North Hampton, three dollars & fifty eight cents	3.58
Northwood, six dollars & one cent	6.01
Nottingham, five dollars & twenty one cents	5.21
Pelham, five dollars & ten cents	5.10
Pembroke, six dollars & sixty three cents	6.63
Pittsfield, five dollars & forty two cents	5.42
Plaistow, two dollars & thirty four cents	2.34
Poplin, two dollars & fourteen cents	2.14
Portsmouth, forty five dollars & six cents	45.06
Raymond, three dollars & ninety cents	3.90
Rye, four dollars & forty six cents	4.46
Salem, five dollars & seventy one cents	5.71
Sandown, two dollars & ninety three cents	2.93

Seabrook, two dollars & ninety nine cents	2.99
South Hampton, two dollars & forty six cents	2.46
Stratham, four dollars & ninety five cents	4.95
Windham, four dollars & nineteen cents	4.19

\$261.37

COUNTY OF STRAFFORD.

Alton, five dollars & forty two cents	\$ 5.42
Barnstead, five dollars & eighty four cents	5.84
Barrington, fourteen dollars & fifty eight cents	14.58
Brookfield, two dollars & ninety one cents	2.91
Burton, eighty cents	0.80
Centre Harbor, one dollar & sixty seven cents	1.67
Conway four dollars & thirty cents	4.30
Dover, eleven dollars & sixty five cents	11.65
Durham, seven dollars & twenty eight cents	7.28
Eaton, two dollars & forty three cents	2.43
Effingham, three dollars & seventy eight cents	3.78
Farmington, five dollars & sixty six cents	5.66
Gilmanton, fourteen dollars & twenty cents	14.20
Guilford five dollars & eighty eight cents	5.88
Lee, four dollars & thirty one cents	4.31
Madbury, three dollars & twenty five cents	3.25
Meredith, nine dollars & eighteen cents	9.18
Middleton, one dollar & forty eight cents	1.48
Milton, four dollars & thirty four cents	4.34
Moultonborough, four dollars & forty one cents	4.41
New Durham, three dollars & seventy three cents	3.73
New Hampton, five dollars & fifty nine cents	5.59
Ossipee, four dollars & fifty eight cents	4.58
Ossipee Gore, eighty six cents	0.86
Rochester, eight dollars & seventy four cents	8.74
Sandbornton, fourteen dollars & forty three cents	14.43
Sandwich, eight dollars & twenty nine cents	8.29
Somersworth, three dollars & seventy nine cents	3.79
Tamworth, four dollars & sixty four cents	4.64
Tuftonborough, four dollars & two cents	4.02
Wakefield, five dollars & ten cents	5.10
Wolfeborough, five dollars & seventy one cents	5.71

\$182.85

COUNTY OF HILLSBOROUGH.

Amherst, five dollars & ninety four cents	\$ 5.94
Andover, five dollars & forty nine cents	5.49
Antrim, five dollars & seventeen cents	5.17
Bedford, five dollars & sixty eight cents	5.68

Boscawen, eight dollars & twenty seven cents	8.27
Brookline, one dollar & ninety six cents	1.96
Bradford, four dollars & forty six cents	4.46
Deering five dollars & eighty nine cents	5.89
Dunbarton, five dollars & thirty cents	5.30
Dunstable, three dollars & forty seven cents	3.47
Fishersfield, two dollars & forty nine cents	2.49
Francestown, seven dollars	7.00
Goffstown, six dollars & sixty cents	6.60
Greenfield, four dollars & twelve cents	4.12
Hancock, five dollars & three cents	5.03
Henniker, seven dollars & ninety one cents	7.91
Hillsborough, seven dollars & ten cents	7.10
Holles, five dollars & thirty two cents	5.32
Hopkinton, eleven dollars & seventy cents	11.70
Lyndeborough, four dollars & thirty three cents	4.33
Litchfield, one dollar & ninety seven cents	1.97
Kearsarge Gore, thirty nine cents	0.39
Manchester, two dollars & thirty two cents	2.32
Mason, four dollars & one cents	4.01
Merrimack, three dollars & eighty three cents	3.83
Milford, four dollars & thirty cents	4.30
Mont Vernon, three dollars & thirty one cents	3.31
New Boston, seven dollars & seventeen cents	7.17
New Ipswich, six dollars & thirty five cents	6.35
New London, three dollars & ten cents	3.10
Nottingham West, four dollars & seventy three cents	4.73
Peterborough, six dollars & seventy five cents	6.75
Salisbury ten dollars & two cents	10.02
Sharon, one dollar & sixty six cents	1.66
Society Land, sixty five cents	0.65
Sutton, five dollars & one cent	5.01
Temple, three dollars & forty four cents	3.44
Warner, seven dollars & thirty two cents	7.32
Weare, twelve dollars & seven cents	12.07
Windsor, one dollar & twenty three cents	1.23
Wilton, four dollars & forty seven cents	4.47
Wilmot, one dollar & fifty six cents	1.56

\$208.89

COUNTY OF CHESHIRE.

Acworth, seven dollars & forty two cents	\$7.42
Alstead, nine dollars & eleven cents	9.11
Charlestown, seven dollars & eleven cents	7.11
Chesterfield eight dollars & twenty five cents	8.25
Claremont, ten dollars & eighty four cents	10.84

Cornish, seven dollars & eighty eight cents	7.88
Croydon, four dollars & nine cents	4.09
Dublin, five dollars & seventy seven cents	5.77
Fitzwilliam, five dollars & seventy eight cents	5.78
Hinsdale, two dollars & fifty cents	2.50
Gilsum, two dollars & thirteen cents	2.13
Goshen, two dollars & thirty six cents	2.36
Jaffrey six dollars & fifty three cents	6.53
Keene, eight dollars & thirty four cents	8.34
Langdon, three dollars & twenty three cents	3.23
Lempster, four dollars & five cents	4.05
Marlborough, four dollars & seventy five cents	4.75
Marlow, three dollars & fifteen cents	3.15
New Grantham, three dollars & sixty six cents	3.66
Newport, seven dollars & forty five cents	7.45
Packersfield, three dollars & ninety nine cents	3.99
Plainfield, seven dollars & fifty nine cents	7.59
Richmond, five dollars & eighty seven cents	5.87
Rindge, six dollars & one cent	6.01
Roxbury, one dollar & ninety eight cents	1.98
Springfield, three dollars & sixty four cents	3.64
Stoddard, five dollars & forty nine cents	5.49
Sullivan, two dollars & seventy six cents	2.76
Surry two dollars & sixty three cents	2.63
Swanzy six dollars & forty seven cents	6.47
Unity four dollars & eighty nine cents	4.89
Walpole, eleven dollars & thirty one cents	11.31
Washington, four dollars & twenty cents	4.20
Wendell two dollars & seventy three cents	2.73
Westmoreland, eight dollars & forty six cents	8.46
Winchester, seven dollars & sixteen cents	7.16

\$199.58

COUNTY OF GRAFTON.

Alexandria, two dollars & eight cents	\$ 2.08
Bath, five dollars & forty six cents	5.46
Bethlehem, one dollar & eighty one cents	1.81
Bridgewater, four dollars & forty one cents	4.41
Campton, four dollars & eight cents	4.08
Canaan, five dollars & eight cents	5.08
Concord, four dollars & nine cents	4.09
Coventry seventy five cents	0.75
Danbury one dollar & forty eight cents	1.48
Dorchester, two dollars & eleven cents	2.11
Dame's Gore, fourteen cents	0.14
Ellsworth, sixty three cents	0.63

Enfield, six dollars & thirty eight cents	6.38
Franconia, one dollar & thirty two cents	1.32
Grafton, three dollars & thirty nine cents	3.39
Groton, two dollars & twenty five cents	2.25
Hanover, eight dollars & ninety cents	8.90
Haverhill, five dollars & forty seven cents	5.47
Hebron, two dollars & ten cents	2.10
Landaff, three dollars & four cents	3.04
Lebanon, eight dollars & twenty eight cents	8.28
Lyme, seven dollars & twenty four cents	7.24
Lincoln, fifty two cents	0.52
Littleton, three dollars & ten cents	3.10
Lyman, three dollars & ninety cents	3.90
New Chester, three dollars & eighty cents	3.80
New Holderness four dollars & ten cents	4.10
Orange, one dollar & two cents	1.02
Orford, five dollars & seventy two cents	5.72
Peeling, ninety nine cents	0.99
Piermont, three dollars & seventy six cents	3.76
Plymouth, four dollars & eight cents	4.08
Rumney, three dollars & sixteen cents	3.16
Thornton, two dollars & ninety nine cents	2.99
Warren, two dollars & thirty one cents	2.31
Wentworth, three dollars & eleven cents	3.11

\$123.05

COUNTY OF COOS.

Adams, ninety nine cents	\$ 0.99
Bartlett one dollar & sixty one cents	1.61
Bretton Woods, thirty four cents	0.34
Cambridge thirty six cents	0.36
Chatham one dollar & forty nine cents	1.49
Columbia one dollar & fourteen cents	1.14
Colebrook one dollar & forty five cents	1.45
Dalton, one dollar & four cents	1.04
Dixville forty five cents	0.45
Dummer—forty five cents	0.45
Durand—thirty six cents	0.36
Errol, sixty seven cents	0.67
Jefferson, one dollar & two cents	1.02
Kilkenny twenty eight cents	0.28
Lancaster, three dollars & eighteen cents	3.18
Maynesborough, twenty two cents	0.22
Millsfield, fifty eight cents	0.58
Northumberland, one dollar & fifty eight cents	1.58
Paulsburg forty five cents	0.45

Piercy ninety six cents	0.96
Stratford one dollar & seventy seven cents	1.77
Shelburne & additions one dollar & seventeen cents	1.17
Stewarts-town one dollar & three cents	1.03
Success, forty five cents	0.45
Whitefield, fifty nine cents	0.59
Ervin's Locations nine cents	0.09
Barker's Location nine cents	0.09
Nash's & Sawyer's D° four cents	0.04
S. Hale's D° four cents	0.04
Rindge's & Peirce's D° four cents	0.04
Warner's D° nine cents	0.09
Winslow's D° four cents	0.04
Geo. Wentworth D° four cents	0.04
R. Furnace D° one cent	0.01
I. Chadbourn's D° nine cents	0.09
Sherburn's D°	0.04
Land owned by Atkinson & others two cents	0.02

\$24.26

And be it further enacted, That the same shall be the proportion for the assessment of all public taxes, until a new proportion shall be made and established; and that the Treasurer, for the time being, issue his warrants accordingly.

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT ESTABLISHING CERTAIN RATES OF TOLL AT THE CONCORD BRIDGE.—

[Approved December 16, 1812. Original Acts, vol. 21, p. 128; recorded Acts, vol. 19, p. 315. See acts of January 16, 1795, Laws of New Hampshire, vol. 6, p. 240; December 9, 1796, id., p. 361; and June 11, 1807, id., vol. 7, p. 559.]

Be it enacted by the Senate and House of Representatives in General Court convened that the Proprietors of Concord Bridge be, and they are hereby authorized and empowered to demand and receive the following Rates of Toll for passing said Bridge; to wit: for each foot Passenger two Cents, for each Horse and Rider six Cents and one quarter of a Cent; for each Chaise, Chair or Sulkey drawn by one Horse only, twelve and a half Cents and for each additional Horse four Cents; for each Curricule drawn by two Horses, sixteen Cents, and for each additional Horse four Cents; for each Coach, Chariot Phaeton, or other four wheeled Carriage

for the conveyance of Passengers, drawn by two Horses only, twenty Cents and for each additional Horse four Cents; for each Waggon drawn by one Horse ten Cents, for each Horse and Cart eight Cents, for each Horse and Sleigh, eight Cents and for each Cart or other Carriage of burthen drawn by two Beasts only, sixteen Cents and for each additional Beast four Cents; in lieu, and instead of the Rates of Toll heretofore established and allowed to be demanded and received in each of the foregoing Cases by Virtue of any former Acts of this State.—

And be it further Enacted, That the Trasurer of said Corporation shall in each Year, at some Session of the General Court; render to said Court an Account of the Income and Expenditures of said Bridge; and said Court shall have power to repeal this Act whenever they shall think proper, any Law, usage or custom to the contrary notwithstanding.—

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE NEW HAMPSHIRE AGRICULTURAL SOCIETY.—

[Approved December 16, 1812. Original Acts, vol. 21, p. 129; recorded Acts, vol. 19, p. 316. Session Laws, November, 1812, p. 26.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Jedediah K. Smith, Nathaniel Upham, Samuel Sparhawk, Ithamar Chase, Thomas D. Merrill, Timothy Walker, Joshua Darling, Samuel Quarles, John F. Parrott, Edward Cutts, John Bradley, Joseph Sawyer, William Badger, John Hodgdon, Levi Hutchins, Nathaniel Gilman, Richard Odell, John Dame, and Peter Stow and their Associates and successors, be and they are hereby made, and constituted a body politic and corporate, by the name of The New Hampshire Agricultural Society. And they shall have a right and power to sue and be sued, to keep a common seal, and the same alter at pleasure; and generally, to have and exercise all the rights incident to corporations, for the purpose of executing and obtaining the purposes and objects of their Association.—

And be it further enacted, that the said Society, to Promote and encourage agriculture, economies in husbandry and useful domestic Manufactures, the objects of their association, shall have right and power to ordain and grant premiums and medals, or other gratuities, as rewards of merit, exertion, discovery or improvement, on the several objects aforesaid, as they shall from time to time judge proper.—

And be it further enacted, that the said Society have, right to receive and hold by gift, grant or bequest, property real and personal: Provided, that the same shall at no time exceed in value, the sum of Ten thousand Dollars—

And be it further enacted that the said Society, at their regular and Stated meetings, shall have right to appoint such officers, and enact such by-laws, as they shall from time to time judge necessary, for the organization, good government and regulation of said Society, and for promoting its objects aforesaid. Provided, such by-laws be not repugnant to the constitution and laws of this State or the United States—

And be it further enacted, That the first meeting of said Society, holden under this Act, shall be at Concord on the first tuesday of the next Session of the Legislature.—

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE EBENEZER EASTMAN, ANDREW LOVEJOY AND OTHERS BY THE NAME OF THE PROPRIETORS OF THE HILLSBOROUGH AND STRAFFORD LOCKS AND CANAL—

[Approved December 16, 1812. Original Acts, vol. 21, p. 130; recorded Acts, vol. 19, p. 318. See additional acts of December 24, 1816, and June 27, 1818, *post.*]

Whereas the Extension of inland Navigation is of great public Utility, and whereas the same in Merrimac River between the bottom of Sewall's Falls, so called, in Concord and the Pemigewasset River, between Salisbury in the County of Hillsborough and Sandbornton in the County of Strafford is obstructed by numerous ripples, falls and Shoals so as to render the same impassable with Boats; and whereas Ebenezer Eastman and others have petitioned the General Court to be incorporated for the purpose of clearing the same.

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that Ebenezer Eastman, Andrew Lovejoy, and their Associates and Successors be and hereby are incorporated and made a body corporate and politic by and under the name of the proprietors of the Hillsborough and Strafford Locks and Canal, and by that Name may sue and prosecute and be sued and prosecuted to final Judgment and Execution, and shall and hereby are invested with all the privileges and powers which are by Law incident to corporations of a simular Nature—

2^d And be it further enacted that the said Ebenezer Eastman

and Andrew Lovejoy or either of them shall call the first Meeting of said Proprietors by Advertisement in one of the Newspapers printed at Concord, to be holden at Sandbornton or Salisbury at any suitable place fourteen days after the first publication of said Advertisement, and the Proprietors, by a Vote of a Majority of those present, or legally represented at said Meeting, accounting and allowing one Vote to each Share in all Cases shall choose a Clerk, who shall be sworn to the faithful discharge of said Office and agree on a Method of calling future Meetings, and at the said first Meeting or any subsequent Meetings may elect such Officers and make and establish such Rules and Bye-Laws as to them shall Appear necessary or convenient for the regulation and government of said Corporation and for carrying into effect the purpose aforesaid and for collecting the Tolls herein after established, and the same Bye Laws may cause to be executed, and annex penalties to the breach thereof not exceeding five Dollars.—provided the said Rules and Bye Laws be not repugnant to the Constitution and Laws of this State—and all Representations at any Meeting of said Corporation shall be proved by a writing signed by the person to be represented, which shall be filed with the Clerk—And this Act and all Rules, bye Laws, Regulations and proceedings of said Corporation shall be fairly and truly recorded by the Clerk in a Book or Books provided and kept for that purpose—

3^d And be it further enacted, That said Proprietors be and hereby are authorized to purchase and hold in fee simple all such Lands adjoining said River, as to them may appear necessary for carrying into effect the Object of said Corporation, provided that the same do not exceed twenty Acres—And in case the Proprietors and owners of such Land shall not agree on the Compensation to be made for the same, the Justices of the Superiour Court of Judicature holden within and for the County where such Land lies, upon application of said Proprietors, or the Owners of such Land, may appoint a Committee to ascertain the Compensation and issue Execution therefor against said Proprietors; in Case of Non-payment; provided that payment of the Value of the Land, so ascertained; or a Tender thereof to the Owner or Owners be made previous to the Proprietors entering on the same—

4th And be it further enacted, that said Corporation may agree with and purchase of the Owner or Owners of Land, within the Limits aforesaid, over and above the aforesaid Quantity of twenty Acres, a Quantity of Land not exceeding fifty Acres, which shall and may be holden by said Corporation for the purpose before mentioned—

5 And be it further enacted, that the said Proprietors may and shall divide the Property belonging to them as a Corporation into such Number of Shares as they shall think proper; which Shares shall be transferred by Deed duly executed, acknowledged and

recorded by the Clerk of said Proprietors and which shall forever be deemed and held as personal Estate, and the Share or Shares of any Proprietor may be sold at public vendue by said Corporation on Nonpayment of all Assessments duly made thereon—

6. And be it further enacted, that said Proprietors be and they hereby are authorized and empowered to clear said River from the Bottom of Sewalls Falls aforesaid to the Branch of Pemigewasset River, aforesaid, and construct and maintain such Locks, dams and Channels as shall be necessary for rendering the same navigable for Boats; provided nevertheless, that no dam or Lock shall be erected which shall obstruct the free passage of Rafts, or any kind of Lumber, or fish; and if Complaints of that kind arise, the Superiour Court of Judicature upon Application may appoint a Committee of three suitable persons to view such Dams or Locks erected by said Proprietors, and the Report of said Committee made to such Superiour Court and by said Court accepted shall be the Rule to which the said Proprietors shall conform and modify their Dams and Locks—

7th And be it further enacted, that for the purpose of compensating the said Proprietors for the monies by them expended in and about the object of said Corporation a toll forever from and after the time said River is made navigable for the passage of Boats, not exceeding the rates following, to wit, five Cents per ton for the lading of each and every Boat for each and every mile such Boat may pass within said limits, is hereby granted and established, and for a Boat not laden and for pleasure Boats nothing. And at the expiration of five years from the completion of said Locks and Canal, said rate of toll may be regulated by the Justices of the Superiour Court of Judicature in such manner that the dividends of said toll shall not exceed twelve per cent per annum upon the amount of monies expended for effecting the aforesaid purpose—

8th And be it further enacted that if said River be not cleared so as to admit the convenient passage of Boats within four years from and after the passing of this Act then every part and clause thereof shall be null and void—provided always that the Legislature may from time to time hereafter upon due notice given to said Company make such further provisions and regulations for the management of the business of said Company and the government of the same as they may think proper.

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE COMMISSIONERS ON THE ESTATE OF SAMUEL BLODGETT TO RECEIVE, EXAMINE AND ADJUST THE CLAIM OF JESSE KIMBALL AGAINST SAID ESTATE—

[Approved December 16, 1812. Original Acts, vol. 21, p. 131; recorded Acts, vol. 19, p. 324.]

Whereas Samuel P. Kidder hath petitioned the General Court, setting forth that on the twenty fourth day of May in the year of our Lord one thousand eight hundred & eight, one Jesse Kimball exhibited to him, as executor of the will of Samuel Blodgett late of Manchester in the County of Hillsborough Esquire deceased, a note of hand signed by said Samuel Blodgett, dated January first, one thousand eight hundred & five, for two hundred & forty Dollars & forty Cents payable in three months—which note was mislaid by said Kidder & not exhibited to said Commissioners on said Blodgetts estate during the Term allowed them for receiving & adjusting the Claims to that Estate—and praying relief in the premises—

Therefore

Be it enacted by the Senate & House of Representatives in General Court convened, that the Commissioners on the estate of said Samuel Blodgett, be & they are hereby authorised & empowered to receive, examine and adjust the claim of the said Jesse Kimball above mentioned against said estate in the same manner as if it had been presented to them during the Term allowed for adjusting the claims thereto—

And be it further enacted, that the said Commissioners shall notify, by an advertisement published in some public Newspaper printed in the County of Hillsborough, the time & place of meeting for the purpose abovementioned—the publication of which advertisement shall be, at least, twenty days previous to said meeting—

And be it further enacted, that the Judge of Probate in & for the County of Hillsborough be & he hereby is authorised, upon the return of said Claim duly examined & adjusted by the said Commissioners, to allow, in favor of said Claim, in any future dividend of said estate, the full sum that would have been apportioned to said Claim, in the dividend already made by said Judge, had the aforesaid Claim been seasonably exhibited, in addition to any dividend that may hereafter be made.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT ENTITLED "AN ACT REGULATING FEES."

[Approved December 16, 1812. Original Acts, vol. 21, p. 132; recorded Acts, vol. 19, p. 326. Session Laws, November, 1812, p. 28. Repealed by act of December 23, 1820, *post*.]

Be it enacted by the Senate and House of Representatives in General Court convened— that from and after the passing of this act, the Goalers fees shall be as follows to wit, for recieving any prisoner into custody twenty five Cents, and the like fee for discharging the prisoner; for each prisoners diet One Dollar & thirty-four Cents per Week—

Sect. 2^d Be it further enacted—that the Section of the Act to which this Act is in addition, which is in the following Words, to wit, "Goalers fees—for recieving any prisoner into Custody twenty five Cents, and the like fee for discharging the prisoner; to each prisoners diet One Dollar & twelve Cents per Week" be and hereby is repealed—

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH THE RATES AT WHICH POLLS AND RATEABLE ESTATES SHALL BE VALUED, IN MAKING & ASSESSING DIRECT TAXES.

[Approved December 16, 1812. Original Acts, vol. 21, p. 133; recorded Acts, vol. 19, p. 327. Session Laws, November, 1812, p. 13. Laws, 1815 ed., p. 263; *id.*, 1830 ed., p. 551. This act repeals the act of December 19, 1803, Laws of New Hampshire, vol. 7, p. 187. See acts of June 20, 1811, *ante*, p. 37; December 25, 1816, *post*; July 3, 1822, Laws, 1830 ed., p. 552; and January 3, 1829, *id.*, p. 552. By the acts of June 27, 1818, *post*, and June 29, 1821, Laws, 1824 ed., p. 110, this act is partly repealed. It is wholly repealed by the act of July 3, 1830, Session Laws, 1830, Chap. 42.]

Be it enacted by the Senate & House of Representatives in General Court convened That hereafter all public taxes shall be assessed on the polls and rateable estates in manner following, namely: each male poll from eighteen to seventy years of age (except those from eighteen to twenty one enrolled in the militia, ordained ministers, the President, professors, tutors, & students of colleges, paupers & idiots) to be valued at one dollar & thirty cents; stallions or stud horses that have been wintered three win-

ters, each at five dollars; other horses and mares that have been wintered five winters, each at seventy cents; other horses & mares that have been wintered four winters only, each at fifty cents; other horses & mares that have been wintered three winters only, each at thirty cents; other horses & mares that have been wintered two winters only, each at ten cents; each jack that has been wintered three winters, at two dollars & fifty cents: mules that have been wintered four winters, at fifty cents: other mules that have been wintered three winters only, at thirty cents; other mules that have been wintered two winters only, at ten cents each: oxen that have been wintered five winters, each at forty cents: oxen that have been wintered four winters only, each at thirty cents: cows that have been wintered four winters, each at twenty cents; all neat stock that have been wintered three winters only, each at ten cents; all neat stock that have been wintered two winters only, each at five cents; reckoning the winter to begin the first day of December, & to end the last day of March; orchard land, accounting so much for an acre as will one year with another make ten barrels of cyder or perry, each acre at thirty cents; arable land, accounting so much for an acre as will produce twenty five bushels of indian corn, or other grain equivalent, one year with another, at twenty cents; mowing land, accounting so much for an acre as will produce one ton of English hay, or other hay equivalent, one year with another, at twenty cents; pasture land, accounting so much as will keep one cow, one year with another, four acres, each acre at five cents: mills, carding machines, wharves, and ferries, to be estimated at one twelfth part of their net yearly income; after deducting repairs; all other buildings and unimproved lands, whether owned by inhabitants or non-residents, at half of one per cent. of their real value; all stock or property, whether of tanners, curriers, blacksmiths, or other tradesmen, employed in the business of their trades, and all stock in trade of merchants, shop-keepers, or other traders, reckoning the same at the average value thereof for a year, at half of one per cent: all bank shares, all money on hand, or at interest, more than the owner pays interest for, at three quarters of one per cent; all property in the public funds, to be estimated at the same rate, according to its real value; all chaises, sulkies, coaches, and other wheel carriages of pleasure, or for the conveyance of persons, at half of one per cent. of their real value.

And be it further enacted That the Act entitled An Act to establish the rates at which polls & rateable estates shall be valued, in making & assessing direct taxes, passed Dec-19-1803, & the several acts in addition thereto be & the same hereby are repealed.

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF CENTRAL BRIDGE.

[Approved December 17, 1812. Original Acts, vol. 21, p. 134; recorded Acts, vol. 19, p. 330. See act of same title, dated June 22, 1820, *post.*]

Be it enacted by the senate & House of Representatives in General Court convened That Timothy Tilton, Ichabod C. Bartlett, David Smiley, their associates & successors be & they are hereby incorporated & made a body politic & corporate forever by the name of The Proprietors of Central Bridge for the purpose and with the exclusive privilege of building and keeping in repair a Bridge over Pemigewassett River at any place between the Southerly line of the grant for Pemigewassett Bridge and the Northerly line of the grant for New Chester Union Bridge, and by the name aforesaid may sue and prosecute be sued and prosecuted to final judgment and execution, and shall be and hereby are vested with all the privileges and powers which by law are incident to corporations of a similar nature.

And be it further enacted That the property in said Bridge Corporation shall consist of one hundred shares, and be deemed personal property.—

And be it further enacted, That Timothy Tilton and Ichabod C. Bartlett, or either of them may call a meeting of said Proprietors to be holden at any suitable time and place, by advertising the same in one of the Concord Newspapers at least fourteen days before the time of holding said meeting, and the said Proprietors, by a majority present or represented at said meeting, shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office, and shall agree on a method of calling future meetings; and at the same or any subsequent meeting may elect such Officers, and make and establish such rules and Byelaws as to them shall appear necessary and convenient for the regulation and government of said Proprietors, and the same bye-laws cause to be executed and annex penalties to the breach thereof, provided the said rules and bye-laws be not repugnant to the constitution and laws of this State.

And be it further enacted That at every meeting of said Proprietors subsequent to the first, each Proprietor shall be entitled to as many votes as he owns shares in said Corporation, and all questions which may come before said Proprietors at their legal meetings shall be decided by a majority of votes.—

And be it further enacted That said Proprietors be and they hereby are authorised and empowered to purchase any lands ad-

joining said Bridge, and hold the same in fee simple. Provided the same do not exceed five acres.

And be it further enacted That for the purpose of remunerating said Proprietors a toll be and hereby is granted for their benefit according to the following rates, viz: for each foot passenger one cent, for each horse and rider six cents, and for each additional rider one cent, for each chaise, chair, sulkey or other pleasure carriage on wheels drawn by one horse only, twelve and a half cents, for each riding sleigh drawn by one horse only, six cents; for each riding sleigh for passengers drawn by two horses ten cents, for each additional horse two cents, for each coach, chariot, phaeton or other four-wheeled carriage for passengers drawn by two horses twenty five cents, for each additional horse five cents, for each curricule fifteen cents, each cart, waggon, sleigh, sled or other carriage of burden drawn by two beasts ten cents, for each additional beast two cents, for each sleigh or sled or other carriage of burden drawn by one horse only six and one quarter cents, each horse or neat creature exclusive of those rode on or in carriages one and a half cents, for sheep and swine one quarter cent each, and to each team or other carriage of burden one person and no more shall be allowed as a driver free of toll.

And be it further enacted That if any legal tax or assessment made by said Proprietors or their authorised agents on the several shares to carry into execution the Object of their incorporation shall remain unpaid at the time limited for the payment of the same, they may proceed to sell the delinquent share or shares at public auction in such manner as the Proprietors aforesaid may direct and if any overplus remains after paying the tax or assessment and charges it shall be returned to the former owner or Proprietor of said share or shares so sold.

And be it further enacted That the said Proprietors shall have and possess the exclusive right of building and maintaining a Bridge over Pemigewassett River between the Southerly line of the grant for Pemigewassett Bridge and the Northerly line of the grant for New Chester Union Bridge.

And be it further enacted That if said Bridge shall not be completed within five years from the passing this Act, then this Act and every part thereof shall be null and void.

And be it further enacted That nothing in this Act contained shall subject the Town of New Hampton to any expense for the purchase, making, or repairing any road or roads in the vicinity of said Bridge further than said Town would be if said Bridge should not be erected: and all such further expense shall be paid by said Proprietors.

Provided Always, that the Legislature may from time to time hereafter upon due notice given to said Company make such further provisions and regulations for the management of the business of said Company and the Government of the same as they may think proper.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JOHN L SULLIVAN & HIS ASSOCIATES FOR
THE PURPOSE OF LOCKING CROMWELLS FALLS

[Approved December 17, 1812. Original Acts, vol. 21, p. 135; recorded Acts, vol. 19, p. 334.]

Whereas John L Sullivan hath petitioned the General Court representing that the navigation of Merrimack river is greatly obstructed from the want of a Lock at Cromwells Falls & praying that he and his Associates may be incorporated for the purpose of Locking the same

Therefore

Sec. 1. Be it enacted by the Senate & House of Representatives in General Court convened that the said John L Sullivan, his Associates & Successors be & hereby are incorporated & made a body corporate and politic forever, by & under the name of the Proprietors of the Lock at Cromwells Falls, & by that name may sue & prosecute to final Judgment & Execution, & shall and hereby are vested with all the privileges & powers which are by law incident to Corporations of a similar nature—

Sec. 2 And be it further enacted that said John L Sullivan shall call a meeting of said Proprietors by Advertisement in one of the Newspapers printed at Concord, to be holden at any suitable time & place after fourteen days from the first publication of such advertisement & the Proprietors, by a vote of a majority of those present or represented at said Meeting, accounting and allowing one vote to each share in all cases, shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of said Office & shall agree on a method of calling future meetings, and at the said first meeting, or any subsequent meeting, may elect such Officers and make & establish such rules & by-laws as to them may appear necessary or convenient for the regulation and Government of said Corporation, and for carrying into effect the purpose aforesaid & for collecting the Tolls herein after established & the same by-laws may cause to be executed & annex penalties to the breach thereof not exceeding ten dollars, Provided the said rules & by-laws be not repugnant to the Constitution & laws of this State & all representations at any meeting of said Corporation shall be proved by writing signed by the person to be represented, which shall be filed by the Clerk, & this Act & all rules, by-laws, regulations & proceedings of said Corporation, shall be fairly & truly recorded in a book or books provided & kept for that purpose

Sec. 3. And be it further enacted that the said Proprietors be

& hereby are authorised to purchase & hold in fee simple all such lands adjoining said river as to them may appear necessary for carrying into effect the object of this Act, provided that the same exceed not five acres, & in case the Proprietors & Owners of such land, shall not agree on a compensation to be made for the same, the Justices of the Superior Court of Judicature, holden within & for the County where such land lies, upon the application of said proprietors, or the Owners of such lands, may appoint a Committee to ascertain the compensation & issue Execution therefor against said Proprietors in case of nonpayment

Provided nevertheless, that payment of the value of the land so ascertained, as tender thereof, to the Owner or Owners of said land, be made previous to the Proprietors entering on the same—

Sec. 4. And be it further enacted, that the said Proprietors may & shall divide the property belonging to them as a Corporation, into such number of Shares, as they shall think proper; which shares shall be transferable, by deed duly executed, acknowledged, & recorded, by the Clerk of said Corporation; & which shall forever hereafter be deemed & held as personal Estate, & the share or shares of any Proprietor may be sold by said Corporation on nonpayment of Assessments duly made, on the sums due from any delinquent Proprietor, or Proprietors, on account of any Assessment duly made, may be recovered by the said Proprietors of such delinquent proprietor or Proprietors, by action or suit at law in any Court proper to try the same—

Sec. 5. And be it further enacted that said Proprietors be & they are hereby authorised & empowered to lock Cromwells falls before mentioned, & construct & maintain such Locks & Wingdams as shall be necessary for rendering the same navigable for boats, on the westerly side of said river, Provided nevertheless that no dam shall extend more than one third across said river, nor shall any dam be erected which shall obstruct the free passage of Rafts, or any kind of lumber or Fish, & if complaints of that kind arise, the Superior Court of Judicature, upon application may appoint a Committee of three suitable persons to view such Dams or Locks erected by said Proprietors; & the report of said Committee, made to such Superior Court, & by said Court accepted, shall be the rule to which said Proprietors shall conform & modify their Dams & Locks; & said Court may adjudge costs to either Party as Justice may require, & issue Execution therefor; & in case any person shall receive any damage by means of such obstruction, the person injured thereby may recover of the Proprietors, compensation therefor, by suits at law in any Court of competent Jurisdiction to try the same—

Sec. 6. And be it further enacted, that the said John L. Sullivan & his Associates be allowed as compensation for the monies by them expended, or to be expended, in & about the object of

said Corporation, a rate of Toll in the same proportion to the cost of the Works, as the Toll of the Union Locks & Canal, bears to the expenditures thereon and be subject to the same conditions and regulations as mentioned in that Act—

Sec. 7. And be it further enacted, that said John L Sullivan or an Agent duly authorised thereto, by said Corporation, may, with the consent of the Proprietors of said Union Locks & Canal; transfer to them by deed duly executed & acknowledged, all the rights, privileges, & immunities, vested in him & his Associates, by virtue of this Act, which deed shall be recorded by the Clerk of said Proprietors of Union Locks & Canal in the records of that Proprietary, and whenever such transfer shall be made & recorded as aforesaid, this Incorporation shall no longer bear the name of the proprietors of the Lock at Cromwells Falls, but this Act shall be considered as an addition to the aforesaid Act incorporating the Proprietors of Union Locks & Canal & have effect accordingly—

Sec. 8. And be it further enacted that the Legislature may from time to time hereafter, upon due notice to said Corporation make such further provisions & regulations for the management of the business of said Corporation, and the government thereof or wholly to repeal this Act, as shall be deemed expedient—

Sec. 9. And be it further enacted, that if said Falls be not locked so as to admit the convenient passage of boats, within five years from & after the passage of this Act, then every part & clause thereof shall be null & void—

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER PEMIGEWASSET RIVER BETWEEN THE TOWNS OF BRIDGE-WATER AND NEW-HAMPTON"—

[Approved December 17, 1812. Original Acts, vol. 21, p. 136; recorded Acts, vol. 19, p. 340.]

Be it enacted by the Senate and House of Representatives in General Court convened, That from, and after the passing of this Act the rates of toll taken at said Bridge shall be as follows viz^t— For a foot passenger one cent—for each horse and rider six cents—for each and every chaise, chair, Sulkey or other riding carriage drawn by one horse only, twelve cents—for each and every sleigh drawn by one horse only six cents—for each and every sleigh drawn by two horses only, ten cents—for each and every coach, chariot, phaeton, or other four wheel carriage for passengers drawn

by more than one horse twenty-five cents—for each curricule fifteen Cents—for each waggon, or other carriage drawn by two beasts twelve cents; and two cents for each additional beast—for each horse, or neat creature exclusive of those rode on or in carriages, one and a half cents each—for each sheep or swine one quarter of a cent each—in lieu and instead of the Rates of Toll heretofore established and allowed to be demanded and received in each of the foregoing cases by Virtue of any former Acts of this State.—

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS, BY THE NAME OF THE
HOPKINTON COTTON AND WOOLEN FACTORY COMPANY.

[Approved December 17, 1812. Original Acts, vol. 21, p. 137; recorded Acts, vol. 19, p. 342.]

Sect. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That Thomas W. Colby & John Harris, and their successors and assigns, be, and they hereby are, constituted and made a corporation and body politic by the name of The Hopkinton Cotton and Woolen Factory Company; and by that name may sue and be sued, plead and be impleaded, prosecute and defend, to final judgment and execution; and shall be, and hereby are, vested with all the powers and privileges incident to Corporations of a similar nature.

Sect. 2. And be it further enacted, That the said Company be, and they hereby are, authorized and empowered to carry on the manufacture of Cotton & Wool, in the Town of Hopkinton, and may erect such buildings, machines, and works, as shall or may be necessary, convenient, and proper for carrying on said manufacture, and the business therewith connected.

Sect. 3. And be it further enacted, That the said Corporation be, and they hereby are, authorized and empowered to purchase and hold such real and personal estate, as shall or may be necessary, convenient, and proper for establishing & carrying on said manufacture, and the business therewith connected, and the same to bargain, sell, and dispose of, at pleasure; provided the capital stock of said Corporation shall not exceed the sum of Fifty thousand dollars.

Sect. 4. And be it further enacted, That the said Thomas W. Colby and John Harris, or either of them, be, and they hereby are, authorized and empowered to call the first meeting of said Corporation, by posting up a notification, at some public place in the said town of Hopkinton, at least fourteen days before the time

of holding such meeting; at which, or at any subsequent meeting, the said Corporation may agree upon the times & places of holding future meetings, and the method of calling the same; and may also elect such officers, and make and establish such rules and by-laws, as they shall think necessary and proper for their regulation and government; provided such rules and by-laws be not repugnant to the Constitution and laws of the State of New-Hampshire.

Sect. 5. And be it further enacted, That the said Corporation shall and may hold the value of Ten thousand dollars of their capital stock free and exempt from taxes, for the term of five years.

And be it further enacted that where execution shall issue on any Judgement recovered against said Corporation and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, may sue out a writ of Scire facias from the Court wherein the Judgement was entered, on which the same execution was awarded and issued, against such person or persons as are or were Proprietors and members of said Corporation at the time such Judgement was rendered, and may have execution against their goods and estate, or against the goods and estate of any such deceased member of said Corporation in the hands of his or their executors or administrators with additional costs and damages—

And be it further enacted, that this Act shall be deemed and taken to be a public Act, and as such may be declared upon and given in evidence in any Court of Law without specially pleading the same, Provided always, that the Legislature may from time to time, hereafter upon due notice to said Corporation, make such further provision and regulations for the management of the business of said Corporation and the government thereof or wholly to repeal this Act as shall be deemed expedient—

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT— TO INCORPORATE THE PROPRIETORS OF BOSCAWEN UNION BRIDGE—

[Approved December 17, 1812. Original Acts, vol. 21, p. 138; recorded Acts, vol. 19, p. 345.]

Sect 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Jacob Gerrish and Francis Sawyer, and their Associates, be and they are hereby incorporated into a body Corporate and Politic by the name of the Proprietors of Boscawen Union Bridge and by that name may sue and be sued

to final Judgment and Execution, and are hereby invested with all the powers, incident to corporations of a similar nature—

Sect 2^d And Be it further enacted, That Jacob Gerrish or Francis Sawyer, shall call a Meeting of said Proprietors by advertizement in one of the Newspapers printed in Concord, to be holden at any suitable time and place, at least Thirty days from the date of said advertizement; And the Proprietors by a Majority of those present, or represented at said Meeting, accounting and allowing one vote to each share in all cases, shall choose a Clerk, who shall be sworn to the faithful discharge of his office; and shall also agree on the method of calling future meetings; and at the same, or at any subsequent meetings, may elect such officers, and make and establish such rules and bye-laws, as to them shall seem necessary and convenient for the regulation and convenience of said Corporation, for carrying into effect the purposes aforesaid and for collecting the tolls herein after established; provided the said rules and bye-laws be not repugnant to the Constitution and laws of this State

Sect. 3^d And be it further enacted, that the Proprietors aforesaid, are hereby permitted and allowed to build and erect a bridge over Merrimac river, at any place, between the Grant made to Henry Gerrish, and the Grant made to Samuel Gerrish, and the said Corporation shall have the exclusive right of erecting said Bridge at any place within the limits aforesaid, and the Proprietors are hereby empowered to purchase any lands adjoining said bridge and to hold the same in fee simple, provided the same do not exceed three acres

Sect 4—And be it further enacted, That for the purpose of reimbursing the Proprietors, the money they may have expended in building and supporting said bridge; a toll be, and hereby is, granted and established for the benefit of said Proprietors according to the rates following, namely, for each foot passenger One cent, for each horse and rider four cents, horse and chaise, or sulkey, Ten cents, for each riding sleigh drawn by one horse Six cents, for each sled drawn by one beast six cents, for each sled drawn by two beasts Ten cents, for each sled drawn by three beasts Twelve & a half cents; for each sled drawn by four beasts Fifteen cents; and for all beasts over and above four three cents each; for each coach, chariot, phaeton or other four wheeled carriage for passengers Twenty cents; for each curricule Fifteen cents for each cart or other carriage of burden drawn by one beast Six cents, by two beasts Fourteen cents, by three beasts, seventeen cents by four beasts Twenty cents; and for all over and above four three cents each, for each horse, Jack, Mule or neat beast, exclusive of those rode on or in carriages Two cents each; for sheep and swine half cent each; and to each team one person only shall be allowed to pass free of toll; and at all times when the toll-gatherers shall not attend their duty, the gate or gates shall be left open

Sect. 5th. And be it further enacted, That said Corporation may be indicted for defect of repairs of said bridge in the same way and manner as towns are by law finable for suffering roads and bridges to be out of repair and said fine may be levied on the profits and tolls arising or accruing to said Proprietors. Provided always that the Legislature may from time to time hereafter, upon due notice given to said Company, make such further provision and regulation for the management of said Company & the Government thereof as they may think proper Provided that if the said bridge be not erected and completed within the term of Five years from the passing of this Act, the aforesaid grant shall be void

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO THE LAWS NOW IN FORCE RELATING TO
THE PROCEEDINGS OF CORPORATIONS

[Approved December 17, 1812. Original Acts, vol. 21, p. 139; recorded Acts, vol. 19, p. 349. Session Laws, November, 1812, p. 25. Laws, 1815 ed., p. 238; id., 1830 ed., p. 120. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate & House of Representatives in General Court convened, that no person shall hereafter be eligible to hold the office of Clerk of any Body or Bodies made corporate and politic by any act or grant of the Legislature of this state except he be an inhabitant of this State, any usage or custom to the contrary notwithstanding.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT FOR RAISING THIRTY THOUSAND DOLLARS FOR THE USE OF
THIS STATE.

[Approved December 17, 1812. Original Acts, vol. 21, p. 140; recorded Acts, vol. 19, p. 350. Session Laws, November, 1812, p. 12.]

Be it enacted by the Senate and House of Representatives in General Court convened, that there be raised, in the year one thousand eight hundred and thirteen, for the use of this State, the sum of thirty thousand dollars; which sum shall be assessed, collected and paid into the Treasury, on or before the thirtieth day of November, one thousand eight hundred and thirteen; which sum

is appropriated for discharging the debts due from this State, and for the support of Government.

And be it further enacted, That the Treasurer be, and he hereby is directed seasonably to issue his Warrants to the Selectmen or Assessors of the several Towns, Parishes and Districts within this State, agreeably to the last Proportion Act, for assessing and collecting the aforesaid sum of thirty thousand dollars; and the Selectmen and Assessors of the several Towns; Parishes and Districts aforesaid, are hereby respectively required to assess and levy the same according to law, and cause the same to be paid into the Treasury of this State on or before the thirtieth day of November, one thousand eight hundred and thirteen, and the Treasurer shall issue extents for all taxes which may then remain unpaid.

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT TO ORGANIZE A VOLUNTEER CORPS OF INFANTRY FOR THE SERVICE OF THIS STATE—

[Approved December 17, 1812. Original Acts, vol. 21, p. 141; recorded Acts, vol. 19, p. 351. Session Laws, November 1812, p. 31. Laws, 1815 ed., p. 307.]

Whereas several Companies have lately been formed, in this State, by Citizens of the same who by Law are exempt from Military duty, for the purpose of arming and equipping themselves at their own expense, and holding themselves in readiness to turn out at a moments warning to repel Invasions and suppress Insurrections.—And Whereas, for the purpose of carrying into effect so laudable an intention, it is necessary that provision be made by Law.—Therefore Be it enacted by the Senate and House of Representatives in General Court convened—That whenever any Citizens, of this State, of the above description, and for the above purpose, not less than forty, nor more than one hundred in number, shall represent to the Governor, in writing, that they have thus associated, and have chosen for their Officers, one Captain, one first Lieutenant, one second Lieutenant and one Ensign, it shall be the duty of the Governor to commission such persons accordingly—

And be it further enacted, That each of such Companies may forever on the first Monday of March annually, elect their officers as aforesaid, who shall as soon as may be, be commissioned as above described, and said Companies may choose such Non Commissioned officers as to them may seem proper—

And be it further enacted, That when a sufficient number of such Companies shall have been formed and organised as aforesaid, the

Commander in Chief may form them into a Regiment, by appointing and commissioning suitable officers for that purpose, in the same way and manner as by law he is now authorised to appoint Regimental officers, And such Regiment and Companies shall be liable to be called into actual service by the Commander in Chief in the same way and manner as the Militia now are. In which case they shall be entitled to the same pay rations and Clothing as the Militia shall, or may be, by law entitled—

And be it further enacted, That the Soldiers composing such companies, shall be subject to the same fines and penalties for disobedience of the orders of their commanding Officers, as the Soldiers of the Militia now are. And the Officers of such Corps shall be under the same penalties for disobedience of the orders of the Commander in Chief as Officers of the Militia are, as by law established—

And be it further enacted, That each of the said companies, may make and establish such Rules and bye Laws as to them may seem proper provided such Rules and bye Laws be not repugnant to the Constitution and Laws of this State—

Provided, nevertheless, that said Regimental Officers shall be taken from said Companies.— And provided also, that said Volunteers shall not be subject to the commands of any other, than their own officers except the Commander in Chief—and excepting in case of invasion when they shall be under the direction of the commander of the militia then in the field.—

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT, GRANTING COMPENSATION TO THE MILITIA OF THIS STATE, WHEN DETACHED AND CALLED INTO ACTUAL SERVICE.

[Approved December 17, 1812. Original Acts, vol. 21, p. 142; recorded Acts, vol. 19, p. 354. Session Laws, November, 1812, p. 34.]

Sec. 1st Be it enacted, by the Senate and house of Representatives in General Court convened. That the militia of this State, who have been detached, agreeably to the requisition of the General Government, and called into actual service, or who may hereafter be called into actual service, of the number already detached, previously to the first day of June next, shall be allowed the following sums per month, as a compensation for their services, from the time of their arrival at the place of rendezvous, until their discharge; that is to say; Sergeant Major, thirteen dollars; quartermaster sergeant, thirteen dollars; Principal musician, twelve dollars; sergeant, twelve dollars; corporal, eleven dollars;

private, ten dollars; including the pay allowed them by the General Government: And that the militia detached and called into actual service as aforesaid, who may receive no additional compensation to that allowed by the General Government, from the respective towns to which they belong, shall severally be entitled to the compensation provided by this act, on their producing to the Governor a certificate from the commanding officer of the company to which they belonged, of their rank and time of service.

Sec. 2^d And be it further enacted, That the several towns in this State, whose detached militia have been, or may hereafter be, called into actual service as aforesaid, which have given or shall give said detached militia a compensation, in addition to that allowed by the General Government, equal to that granted by this act, shall be entitled to the several sums herein allowed to said detached militia, agreeably to the provisions in the foregoing section: And the selectmen of the several towns aforesaid are hereby authorized to receive the compensation provided by this act, on their producing to the Governor a certificate from the commanding officer of the company to which said detached militia belonged, of the number, rank, & term of their service.

Sec. 3^d And be it further enacted, That His Excellency the Governor for the time being, be and he hereby is authorized to draw on the treasurer of this State for such sum or sums as may be required under the provisions of this Act.—

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, ENTITLED AN ACT, FOR THE PUNISHMENT OF CERTAIN CRIMES BY SOLITARY IMPRISONMENT AND CONFINEMENT TO HARD LABOUR, PASSED JUNE NINETEENTH ONE THOUSAND EIGHT HUNDRED AND TWELVE.

[Approved December 18, 1812. Original Acts, vol. 21, p. 143; recorded Acts, vol. 19, p. 356. Session Laws, November, 1812, p. 28. Laws, 1815 ed., p. 327. See act referred to, *ante*, p. 129. Repealed by act of January 2, 1829, Laws, 1830 ed., p. 136.]

Be it enacted by the Senate and House of Representatives in General Court convened, that if any person shall feloniously, steal, take and carry away of the property of another, any money, goods or chattels, amounting in value to the sum of twenty dollars, or any charter, deed or other writing containing or importing the conveyance of land or other real estate, or containing or importing a defeasance or release of title to any land or other real estate, or any will or testament, or any policy of insurance, bill of sale of any

ship or vessel, or letter of attorney, or any writ process, or record of any of the courts in this State, or shall aid or assist therein;— and if any person shall feloniously take steal and carry away of the property of another any bond, promissory note, bill of exchange order or other writing or obligation containing evidence of any unsatisfied debts amounting to twenty dollars or containing evidence of any subsisting contract, covenant or promise to pay in money or goods any sum amounting to twenty dollars or containing evidence of the discharge, payment or satisfaction of any such debt contract covenant or promise, or shall aid or assist therein; such person shall be deemed and taken to be guilty of larceny and such person so offending, and all accessories before the fact shall be punished by confinement to hard labor for a term not less than one year nor more than three years.

And be it further enacted that if any person shall feloniously steal, take and carry away of the property of another, any money goods or chattels amounting to a less sum in value than twenty dollars, or any bond, promissory note bill of exchange, order or other writing or obligation containing evidence of any unsatisfied debt amounting to a less sum than twenty dollars or containing evidence of any subsisting contract, covenant or promise to pay in money, goods or chattels any sum amounting to a less sum than twenty dollars, or containing evidence of the payment discharge or satisfaction of any such debt contract covenant or promise or any writing containing evidence of a valuable subsisting contract, or shall aid or assist therein or procure the same to be done, such person shall be deemed and taken to be guilty of larceny and shall be punished by imprisonment in the common goal, not exceeding one year nor less than three months; and by fine not exceeding fifty dollars for the use of the county where such offence shall have been committed. And such offender shall be further sentenced, to pay treble the value of the goods or other articles stolen to the owner thereof, and all the costs of prosecution. And any of the articles stolen being returned undamaged, shall be accounted part according to the value thereof: and if any such offender be unable to make restitution or pay such three fold damages, he may be enjoined and sentenced to make satisfaction by service, and the person to whom such satisfaction is to be made, is hereby empowered to dispose of the said convict in service for such term of time as shall be ordered and assigned by the Court or Justice before whom the conviction shall be.—

And be it further enacted, that all persons charged with any larceny, or with being accessory thereto, or with concealing or receiving any money goods or chattels or other articles stolen, knowing the same to be so stolen, shall be tried for such offence in the superior court of Judicature: Provided nevertheless—That every Justice of the peace in his county, shall be authorised and is hereby

authorised, to hear and determine all complaints for stealing and receiving or concealing stolen money goods or other articles in cases where the value of the property stolen received or concealed does not exceed the sum of six dollars and sixty six cents; and every Justice of the peace in the county where such offence is committed, may punish such offender by fine not exceeding ten dollars for the use of the county where the offence shall have been committed, or by imprisonment in the common goal not exceeding thirty days; and shall further sentence and order said offender to pay treble the value of the money, goods or other articles stolen, received or concealed as aforesaid to the owner thereof and to pay all the costs of prosecution subject however to an appeal to the Superior Court of Judicature and not elsewhere.—

And be it further enacted, that if any offender shall claim an appeal from the judgement of any Justice of the peace in manner aforesaid, said Justice shall thereupon order said offender to give bonds with sufficient sureties in a sum not less than fifty dollars to the State of New Hampshire the condition of which bond so given shall be, that if said appellant shall enter and prosecute to final judgement his appeal in the court having appellate jurisdiction, such bond shall be of no effect otherwise said bond shall be in full force.

And be it further enacted, that the twenty fifth and twenty sixth and thirty sixth sections of the act to which this act is an addition—excepting the proviso in said twenty sixth section, be and hereby are repealed—provided that the same shall be and remain in force for the cognizance trial and punishment of such crimes and offences as are therein mentioned, which have been committed before the passing of this act, and all proceedings thereon arising this repeal notwithstanding. •

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1812, December 8.

Resolved that, it shall be the duty of the respective Companies of Artillery in this State after they shall have been supplied with one Field Piece together with the necessary equipments and apparatus belonging to the same—to repair the same at their own private expence so far as extends to the common and ordinary reparations necessarily arising thereon any law, usage or custom to the contrary notwithstanding.

[House Journal, 1812, p. 180. Senate Journal, November, 1812 (printed copy), p. 81.]

1812, December 10.

Whereas His Excellency the Governor of this State has laid before the General Court a Resolution passed by the Congress of the United States in the words following to wit.—

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, two thirds of both Houses concurring, that the following section be submitted to the Legislatures of the several States, which, when ratified by the Legislatures of three fourths of the States shall be valid and binding as a part of the Constitution of the United States.”

“If any citizen of the United States shall Accept, claim receive, or retain any title of nobility or honor, or shall without the consent of Congress, accept and retain any present, pension, office, or emolument of any kind whatever, from any Emperor, King, Prince, or Foreign Power, such person shall cease to be a Citizen of the United States, and shall be incapable of holding any office of trust or profit under them or either of them”—

Therefore,—

Resolved by the Senate and House of Representatives in General Court convened, that the foregoing amendment proposed by Congress to the Constitution of the United States be, and the same is hereby, on the part of this State, agreed to, ratified and confirmed.—

And be it further Resolved, That His Excellency The Governor, be requested to transmit copies of the foregoing Resolution to the President of the Senate and Speaker of the House of Representatives of the United States and to each of our Senators, and Representatives in Congress, and to each of the Governors of the several States—

[House Journal, 1812, p. 189. Senate Journal, November, 1812 (printed copy), p. 85.]

1812, December 14.

Resolved that, the towns of Lincoln and Franconia be classed for the purpose of sending a Representative to the General Court until the Legislature shall otherwise order

[House Journal, 1812, p. 231. Senate Journal, November, 1812 (printed copy), p. 95.]

1812, December 15.

Resolved, That our Senators in Congress be instructed, and our Representatives therein requested to procure if practicable the passage of a law raising the wages of the privates of the detached militia to the sum of ten Dollars, per month, and the wages of the Non-commissioned Officers in the same proportion, and also making provision for the payment to the several States of all necessary incidental expences for supplies to the detached militia

[House Journal, 1812, p. 234. Senate Journal, November, 1812 (printed copy), p. 98.]

1812, December 16.

Resolved, That His Excellency the Governor for the time being be, and he is, hereby authorized and empowered to distribute, as he may think proper, among the Militia of this State, when called into actual service, the arms, which are now, or may hereafter be lodged in the hands of the Commissary General; and that the Commissary General be required to take such receipts for said arms, to the acceptance of the Executive, as will secure their return, whenever said Militia are dismissed from actual service; and it shall be the duty of the Commissary General to demand and cause a Return of said arms to be made into his Office immediately upon disbanding said Militia

[House Journal, 1812, p. 259. Senate Journal, November, 1812 (printed copy), p. 107.]

1812, December 16.

Resolved, That his Excellency the Governor be requested to call in all the arms, which were loaned to the students of Dartmouth College, and for which President Wheelock gave his recet, and all other arms which have been loaned to other Individuals in this State, prior to the year Eighteen hundred & ten—And that the Commissary General be directed to cause said Arms, when collected to be repaired, if necessary, and fitted for use at the expense of the State

[House Journal, 1812, p. 268, Senate Journal, November, 1812 (printed copy), p. 108.]

1812, December 16.

Resolved, That a further time of five months from and after the ninth day of December 1812 be allowed to Philip Carrigain Esq^r for completing the map of this State; and that he have the use of the original-map now in the Secretary's Office, if necessary, for the same term of time.

[House Journal, 1812, p. 269. Senate Journal, November, 1812 (printed copy), p. 108.]

1812, December 17.

Resolved, That the town of Hampton-falls be and they are hereby empowered to send a Representative to the General Court of this State, until the Legislature thereof shall otherwise order

[House Journal, 1812, p. 271. Senate Journal, November Session, 1812 (printed copy), p. 110.]

1812, December 17.

Whereas, it behoves every State, in the present crisis of our national affairs to provide the necessary means of defence—and whereas no public Magazines in this State are amply supplied with the requisite munitions of War—

Therefore—

Be it resolved by the Senate and House of Representatives in General Court convened, that the Governor of this State be and he hereby is empowered and authorised to purchase for and in behalf of said State Two thousand pounds of powder, five thousand pounds of lead, and Twelve thousand flints; and that the same be deposited in some public magazines for the use of said State the one half to be deposited in the town of Exeter, and the other half in the town of Haverhill and the same shall be and hereby is considered the property and public stores of said State.

And be it further resolved that the Governor be and he hereby is authorised and empowered to procure some suitable magazines, or safe place of deposit in each of the towns aforementioned for the safe keeping of the public stores aforesaid.

And be it further resolved, that the Governor, be and he hereby is authorised and empowered to draw from the Treasurer of this State, by his warrant for the sum of Three thousand dollars for any monies not otherwise specially appropriated, to be solely applied for the purchase of the public stores aforesaid.

[House Journal, 1812, p. 285. Senate Journal, November, 1812 (printed copy), p. 113.]

1812, December 17.

Whereas the Act or Resolve by which Litchfield & Derryfield were, many years since classed for the purpose of sending a Representative to the General Court has been mislaid or lost: and whereas difficulties have arisen from that circumstance: for remedy whereof

Resolved That the towns of Litchfield and Manchester be classed for the purpose of sending a Representative to the General Court untill the Legislature shall otherwise order.

[House Journal, 1812, p. 283. Senate Journal, November, 1812 (printed copy), p. 112.]

[TWENTY-SECOND GENERAL COURT.]

[*Held at Concord, Two Sessions, June 2, 1813, to June 24, 1813,
and (special session) October 27, 1813, to November 5, 1813.*]

[OFFICERS OF THE GOVERNMENT.]

JOHN TAYLOR GILMAN, GOVERNOR.
SAMUEL SPARHAWK, SECRETARY OF STATE.
WILLIAM PICKERING, DEPUTY SECRETARY OF STATE.
NATHANIEL GILMAN, TREASURER.
DANIEL FRENCH, ATTORNEY GENERAL.
OLIVER PEABODY, PRESIDENT OF THE SENATE.
THOMAS W. THOMPSON, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

Elijah Hall,	Portsmouth.
Nathan Taylor,	Sanbornton.
Jedidiah K. Smith,	Amherst.
Ithamar Chase,	Cornish.
Enoch Colby,	Thornton.

[MEMBERS OF THE SENATE.]

William Ham,	Portsmouth.
*Oliver Peabody,	Exeter.
William Adams,	Londonderry.
William A. Kent,	Concord.
Jonas C. March,	Rochester.
Samuel Shepard,	Gilmanton.
William Fisk,	Amherst.
Joshua Darling,	Henniker.
Levi Jackson,	Chesterfield.
Josiah Bellows,	Walpole.
Daniel Kimball,	Plainfield.
Moses P. Payson,	Bath.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Andrew O. Evans.
Atkinson and }	Samuel N. Little.
Plaistow, }	Samuel Clement.
Bow,	

*Senator Peabody resigned and Simeon Folsom of Exeter was reelected to succeed him.

Brentwood,
Candia,
Canterbury,
Chester,
Chichester,
Concord,

Deerfield,
Epping,
Epsom,
Exeter,
Greenland,
Hampstead,
Hampton,
Hampton Falls,
Hawke and }
Sandown, }
Kensington,
Kingston,
Londonderry,

Loudon,
Newcastle,
Newington,
Newmarket,
Newton,
Northfield,
North Hampton,
Northwood,
Nottingham,
Pelham,
Pembroke,
Pittsfield,
Poplin,
Portsmouth,

Raymond,
Rye,
Salem,
Seabrook,
South Hampton and }
East Kingston, }
Stratham,
Windham,

William Morrill.
Samuel Anderson.
Morrill Shepard.
John Folsom.
Moses Seavey.
Stephen Ambrose.
Thomas W. Thompson.
Benjamin Butler.
Josiah Hills.
John McClary.
George Sullivan.
Samuel Hatch.
John True.
Edmund Toppan.
Aaron Merrill.

Thomas Page.
Enoch Worthen.
Jacob Webster.
John Nesmith.
John Pinkerton.
Joseph Clough.
Nathan Priest.
Gee Pickering.
David Chapman.
Jacob Bagley.
John Molony.
Thomas Lovering.
Levi Mead.
Jacob Cilley.
Samuel M. Richardson.
Daniel Knox.
Ebenezer Lane.
Moses Hook.
Daniel Austin.
Joseph Ela.
Clement Storer.
John F. Parrott.
Moses Dudley.
John W. Parsons.
John Clindeney.
Jabez Eaton.
Henry Gale.
Phinehas Merrill.
Samuel Armor.

STRAFFORD COUNTY.

Alton,	David Gilman.
Barnstead,	Charles Hodgdon, Jr.
Barrington,	Thomas W. Hale.
	Robert Woodbury.
Brookfield and }	Thomas Chamberlain.
Middleton, }	
Conway,	Richard Odell.
Dover,	Moses Hodgdon.
	Tobias Tuttle.
Durham,	Joseph Coe.
Eaton and }	Nicholas Blasdell.
Burton, }	
Effingham and }	Joseph Drake.
Ossipee Gore, }	Nehemiah Eastman.
Farmington,	Richard Martin.
Gilford,	John Ham.
Gilmanton,	Joseph Young.
	Gideon Mathes, Jr.
Lee,	Jacob Joy.
Madbury,	Daniel Smith.
Meredith,	William Palmer.
Milton,	Ichabod Shaw.
Moultonborough,	Reuben Hayes.
New Durham,	Daniel Smith.
New Hampton and }	Ezekiel Webster.
Center Harbor, }	John McDuffee.
Ossipee,	Bradstreet Moody.
Rochester,	Nathan Taylor.
Sanbornton,	Samuel Ambrose.
	James Carr.
Sandwich,	Benjamin Gilman.
Somersworth,	Benjamin Young.
Tamworth,	Moses Gage.
Tuftonboro,	Jacob Haines.
Wakefield,	
Wolfeboro,	

HILLSBOROUGH COUNTY.

Amherst,	Edmund Parker.
Andover,	Jonathan Weare, Jr.
Antrim and }	Jacob Tuttle.
Windsor, }	
Bedford,	Isaac Riddle.
Boscawen,	Ezekiel Webster.
Bradford,	John Smith.

Brookline,	James Parker.
Deering,	Benjamin Rolfe.
Dunbarton,	Daniel Jameson.
Dunstable,	Thomas French.
Fishersfield,	Samuel Gunnison.
Francestown,	Peter Woodbury.
Goffstown,	David L. Morrill.
Greenfield and } Society Land, }	Amos Whittemore.
Hancock,	Reed Paige.
Henniker,	Oliver Noyes.
Hillsborough,	James Wilson.
Hollis,	Daniel Bailey.
Hopkinton,	Bodwell Emerson.
Litchfield and } Manchester, }	Samuel Moore.
Lyndeborough,	Daniel Putnam.
Mason,	Josias Bucknam.
Merrimack,	Henry Fields.
Milford,	William Lovejoy.
Mont Vernon,	Benjamin Durant.
New Boston,	Ephraim Jones.
New Ipswich,	Samuel Batchelder, Jr.
New London,	Joseph Colby.
Nottingham West,	Isaac Merrill.
Peterborough,	James Wilson.
Salisbury,	Jabez Smith.
Sutton,	Jonathan Harvey.
Temple,	Daniel Searle.
Warner,	Richard Bartlett.
Weare,	Samuel Eaton.
	Amasa Foster.
Wilmot and } Kearsarge Gore, }	Eliphalet Gay.
Wilton,	Abiel Wilson.

CHESHIRE COUNTY.

Acworth,	Ebenezer Grout.
Alstead,	James H. Bingham.
Charlestown,	Henry Hubbard.
Chesterfield,	Phineas Henderson.
Claremont,	George B. Upham.
Cornish,	Caleb Chase.
Croydon,	James Breck.
Dublin,	Samuel Hamilton.
Fitzwilliam,	Samuel Griffin.

Goshen and }	John Currier.
Wendell, }	Uriel Evans.
Hinsdale,	Benjamin Prescott.
Jaffrey,	John Wood.
Keene,	Abel French.
Langdon,	Jacob Smith.
Lempster,	Joseph Frost.
Marlborough,	Isaac Baker.
Marlow,	James Smith.
New Grantham,	Peter Stow.
Newport,	Josiah Robbins.
Packersfield,	Isaac Chapman.
Plainfield,	Joseph Weeks.
Richmond,	William Kimball.
Rindge,	David Colcord.
Springfield,	Aaron Matson.
Stoddard,	Jonas Stevens.
Sullivan,	
Surry and }	David Blish.
Gilsum, }	John Thompson.
Swanzy,	Nathan Glidden.
Unity,	Isaac Redington.
Walpole,	Joseph Healy.
Washington,	William Britton.
Westmoreland,	Henry Pratt.
Winchester,	

GRAFTON COUNTY.

Alexandria and }	John Tolford, Jr.
Danbury, }	Samuel Hutchins.
Bath,	
Bethlehem, }	Edmund Reid.
Dalton and }	
Whitefield, }	Ichabod C. Bartlett.
Bridgewater,	Moses Baker.
Campton,	Daniel Blaisdell.
Canaan,	Simon Oakes.
Concord (Lisbon),	
Dorchester, }	Jacob Barney.
Orange and }	
Dame's Gore, }	Joseph Merrill.
Enfield,	Ebenezer Hoit.
Grafton,	
Groton and }	Reuben Colby.
Hebron, }	James Poole.
Hanover,	Augustus Storrs.

Haverhill,	John Kimball.
Landaff,	John Cogswell.
Lebanon,	Thomas Waterman.
Lincoln and }	
Franconia, }	John Aldrich.
Littleton,	Guy Ely.
Lyman,	Caleb Emery.
Lyme,	Jonathan Mason.
New Chester,	Sethus B. Forbes.
New Holderness,	Robert Fowle.
Orford,	James Dayton.
Peeling and }	
Ellsworth, }	Israel Blake.
Piermont,	Lemuel Wellman.
Plymouth,	William Webster.
Rumney and }	
Wentworth, }	William Moore.
Thornton,	Moses Foss.
Warren and }	
Coventry, }	Daniel Davis.

COOS COUNTY.

Bartlett, }	
Adams, }	
Chatham and }	David Badger.
Locations, }	
Columbia, }	
Colebrook, }	
Shelburne, }	Jeremiah Eames.
Stewartstown and }	
Errol, }	
Lancaster, }	
Jefferson and }	Adino N. Brackett.
Bretton Woods, }	
Northumberland, }	
Piercy and }	Thomas Eames.
Stratford, }	

[*First Session, Held at Concord, June 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 1813.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOHN MARCH.

[Approved June 11, 1813. Original Acts, vol. 22, p. 1; recorded Acts, vol. 20, p. 14.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That the name of John March of Greenland, in the County of Rockingham, be, and hereby is changed and altered to John Howard March, and that he be forever hereafter known and called by the name of John Howard March any usage or custom to the contrary notwithstanding.—

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PROPRIETORS OF GLYNVILLE LIBRARY.—

[Approved June 12, 1813. Original Acts, vol. 22, p. 2; recorded Acts, vol. 20, p. 1.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Elisha Hinds, William Burns, Ephraim Curtis, proprietors of said Library, and such as are or may become hereafter proprietors of the same, be, and they hereby are incorporated into a body corporate and politic by the name of the Proprietors of Glynville Library, with continuance and succession forever, and in that name may sue and be sued, plead and be impleaded, prosecute and defend, to final judgment and execution, and are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine, not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any Court proper to try the same, and may purchase and receive subscriptions, grants and donations of personal estate, not exceeding the sum of Two Thousand dollars, for the use of their association.—

Sec. 2. And be it further enacted, that said proprietors be and they hereby are authorized and empowered to meet at Littleton Village, so called, in the County of Grafton, on the first Monday of

September, annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Corporation, who shall continue in office until others are chosen in their room; and the said Corporation may convene as often as may be found necessary for the filling up of any vacancies, that may happen in said offices, and for transacting all other business for the welfare of said Corporation, excepting the raising of money, which shall always be done at their annual meeting, and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same; and shall make and establish such rules and bye-laws for the Government of said Corporation, as may, from time to time, by them, be found necessary. Provided the same be not repugnant to the Constitution and laws of this State.—

Sec. 3. And be it further enacted, that the collection of books, which now does, or which may hereafter constitute said Library, shall forever be deposited and kept in some suitable place at or near where the store of Roby, Curtis & Co. now stands, and shall never be removed more than half a mile therefrom unless by a vote of two thirds of the Proprietors.—

Sec. 4. And be it further enacted, that Elisha Hinds and William Burns, or either of them, be, and they hereby are, authorised to call the first meeting of said Proprietors, at any suitable time and place, in said Littleton Village, by posting up a notification for the same, at the aforesaid Store of Roby, Curtis & Co. at least fifteen days prior to the time of holding said meeting, and to preside in said meeting, until a moderator is chosen, and the said proprietors, at said meeting, shall have all the power and authority to establish all such by laws, and choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE SELECTMEN OF THE TOWN OF ALEXANDRIA TO ASSESS AND COLLECT A TAX OF THREE CENTS PER ACRE ON EACH ACRE OF LAND IN SAID TOWN, PUBLIC RIGHTS EXCEPTED.—

[Approved June 14, 1813. Original Acts, vol. 22, p. 3; recorded Acts, vol. 20, p. 3.]

Section 1 Be it enacted by the Senate and House of Representatives, in General Court convened, that the Selectmen of Alexandria

be, and they hereby are empowered to assess a tax of three cents upon each and every acre of land in said town of Alexandria, public rights excepted, and to collect the same, for the purpose of making and repairing roads and bridges in the said town of Alexandria, and that David Atwood, Jun. William Martin, Jun. and William Pattee, all of said Alexandria, Esquires, be a Committee to see the same faithfully laid out and expended in making and repairing roads and bridges in said town, according to the best of their judgment and discretion.—

Sec. 2. And be it further enacted, that the owners of land in said Alexandria, whether residents or non-residents shall have the liberty of working out their taxes on said road, at the rate of sixty six cents per day, finding their own tools and diet, Provided they shall be ready to perform said work when called upon by said Committee by the twentieth day of September next; and all labor necessary to be done and performed on said roads and bridges, shall be done under the direction of said Committee, or some one of them, who shall superintend the same.—

Sec. 3 And be it further enacted, that it shall be the duty of said Selectmen to give bond to said Committee in the sum of five hundred dollars, to pay over to said Committee the amount of said tax, on or before the first day of July, in the year of our Lord, one thousand eight hundred and fourteen, which bond shall be executed and given before they proceed to collect said tax; and it shall be the duty of said Committee to make and execute a bond to the Clerk of the Court of Common Pleas, in the County of Grafton, in the like sum, conditioned to fulfil the duty by this act imposed on them, and to render an account of their doings therein to the Justices of the Court of Common Pleas in said County, as soon as may be after said tax shall be laid out and expended as aforesaid.

Sec. 4. And be it further enacted, that a certificate from one or more of said Committee of the payment of any sums of money, or expressing the amount of the performance of any labor, by any owner of lands, shall be received by said Selectmen in payment of said tax.

Sec. 5. And be it further enacted, that in case the said taxes shall not be paid to the said Selectmen, on or before the first day of January in the year of our Lord one thousand eight hundred and fourteen, the said Selectmen may proceed to enforce the collection thereof, in the same way and manner as by law is provided for the collection of State and County taxes.—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST COTTON AND WOOLEN FACTORY IN JAFFREY.—

[Approved June 14, 1813. Original Acts, vol. 22, p. 4; recorded Acts, vol. 20, p. 5.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Adonijah Howe Samuel Dakin, Artemas Lawrence, Nathaniel Holmes, Jun. Caleb Searle, William Hodge, John Stearns and Samuel Foster and their associates, successors and assigns shall be, and they hereby are, erected into and made a corporation and body politic by the name and style of the *First Cotton and Woolen Factory in Jaffrey*, and by that name may sue and be sued, plead & be impleaded, defend and be defended, to final judgment and execution, and also may make, have and use a common seal, and the same at pleasure may break, alter and renew—

Section 2. And be it further enacted, That the said Corporation shall have power, and hereby is authorized, to carry on the manufactory, at Jaffrey, of Cotton and Woolen Goods & the business necessarily connected therewith, and may erect any dam or dams, mill or mills, work or buildings, necessary for carrying on and conducting this useful manufactory.

Sec. 3. And be it further enacted, That the said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said manufactory and the business therewith connected, and the same may sell, bargain and dispose of at pleasure. Provided such real estate shall not exceed in value the sum of fifteen thousand dollars, and such personal estate shall not exceed the sum of Twenty thousand dollars.

Sec. 4. And be it further enacted, That the persons above named or any two of them, may, by an advertisement, in any public newspaper, printed in the County of Cheshire, call a meeting of said Corporation to be holden in said Jaffrey, at any suitable time and place after twenty days from the publication of said advertisement;—and the members of said Corporation by a vote of a majority of those present or represented at said meeting, (in all cases accounting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn by a Justice of the Peace for the County of Cheshire to the faithful performance of his duty, a Treasurer and such other officers as may appear necessary for the management of the concerns of said Corporation, and shall agree

on the manner of calling future meetings; and at the same, or any subsequent meeting, may make and establish any rules, bye-laws and regulations for the prudent management of said Corporation, and the same may cause to be observed and executed, or for the breach thereof may order and enjoin fines and penalties, not exceeding thirteen dollars and thirty three cents for any one breach thereof—Provided such rules, bye-laws and regulations are not repugnant to the Constitution and laws of this State. And all agents or proxies at any meeting, shall be authorized in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk; provided no member of the Corporation shall be allowed more than eight votes.

Sec. 5. And be it further enacted, That the property of said Corporation shall be, and hereby is, divided into two Hundred shares, and shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate under the seal of said Corporation, and signed by the Treasurer, certifying his property in such share as shall be expressed in said Certificate.—

Sec. 6. And be it further enacted, That any shares may be alienated by the Proprietor thereof his executors or administrators by a deed under the hand and seal of him or them, acknowledged before some Justice of the peace, and recorded by the Clerk, in a book to be kept for that purpose, and any purchaser named in such deed so recorded, shall, on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new Certificate executed in form aforesaid, certifying the property in such share to be in such purchaser.—

Sec. 7. And be it further enacted, That whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment duly voted & agreed upon by the said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorized to sell at public vendue the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more news-papers, printed in the County of Cheshire, and in such other way as the Corporation may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale, & such sale shall be a sufficient transfer of such share or shares so sold, to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the numbers of the shares sold, shall be, by the Clerk, entered on the books of said Corporation, and such purchaser shall be considered, to all intents and purposes, the proprietor thereof, and the overplus, if

any there be, shall be paid on demand, by the Treasurer, to the person whose share or shares were so sold.—

Sec 8. And be it further enacted, That this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any Court of law, without specially pleading the same—Provided always that the Legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provision and regulation for the management of the business of said Corporation or the Government thereof, as shall be deemed expedient.—

Sec. 9. And be it further enacted, That the capital stock actually employed in said Factory, shall be exempt from taxation for the term of five years.—

Sec. 10. And be it further enacted, that when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned *not satisfied*, the original plaintiff in the action, wherein said execution was awarded and issued may sue out a writ of *Scire facias* from the Court wherein the judgment was recovered, on which the same execution was awarded, against such persons as are or were proprietors and members of said Corporation, at the time such judgment was entered, and may have execution against their goods or estate, or against the goods or estate of any deceased member of said Corporation, in the hands of his Executor or administrator, with additional costs and damages. Provided such *scire facias* shall be sued out within one year after such execution shall be returned *not satisfied*.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF NEW-HAMPTON SOCIAL LIBRARY.—

[Approved June 14, 1813. Original Acts, vol. 22, p. 5; recorded Acts, vol. 20, p. 10.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that William B. Kelley, Samuel Kelley, 3^d Thomas Simpson, Joseph R Kelley, Nicholas M Taylor, Ebenezer Sandborn, Joseph Robinson & Daniel Smith, Proprietors of said Library, and all such as are or may become, hereafter, proprietors of the same, be, and they hereby are, incorporated into & made a body corporate and politic by the name of the Proprietors of the *New Hampton Social Library*, with continuance and succession forever, and in that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, & are hereby vested with all the powers and privileges incident

to Corporations of a similar nature; and may enjoin penalties of disfranchisement, or fine, not exceeding four dollars for each offence, to be recovered, by action of debt, to their use, in any Court proper to try the same; and may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of one thousand dollars, for the use of their association.

Sec. 2. And be it further enacted, that said Proprietors be and they hereby are authorised and empowered to meet at New Hampton aforesaid on the first Monday in September annually to choose all such officers as may be found necessary for the orderly conducting the affairs of said Corporation, who shall continue in office until others are chosen in their room, and the said Corporation may convene as often as may be found necessary for the filling up of any vacancies that may happen in said offices, and for transacting all other business for the good of s^d Corporation, excepting the raising of money, which shall always be done at their annual meeting and at no other time;—at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same, and shall make and establish such rules and bye laws for the Government of said Corporation, as may from time to time, by them be found necessary—Provided the same be not repugnant to the Constitution and laws of this State.

Sect. 3. And be it further enacted, That William B. Kelly and Joseph Robinson be, and they hereby are, authorised and empowered to call the first meeting of said Proprietors, at such time and place as may be judged proper, by posting up a notification of the same, at the meeting House in said New Hampton, or at some public house near the centre of said town, at least, fifteen days before the time of holding said meeting, and to preside in said meeting until a moderator is chosen, and the said Proprietors, at said meeting, shall have all the power and authority to establish all such bye-laws, and choose all such officers as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JAMES SEAMANS TO JAMES ESTABROOK SEAMANS—

[Approved June 14, 1813. Original Acts, vol. 22, p. 6; recorded Acts, vol. 20, p. 13.]

Whereas James Seamans of New London in the County of Hillsborough in said State hath Preferred his petition praying that he

may be called and known by the name of James Eastabrook Seamans and the prayer thereof appearing reasonable

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, That the said James Seamans be, and he hereby is authorized, and allowed to take the name of James Eastabrook Seamans; and that the said James, by the name of James Eastabrook Seamans may be called and known hereafter—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE AND EMPOWER JOSEPH PEARSON OF SANBORNTON IN THE COUNTY OF STRAFFORD TO ASSUME THE NAME OF JOSEPH WARNER PEARSON—

[Approved June 14, 1813. Original Acts, vol. 22, p. 7; recorded Acts, vol. 20, p. 15.]

Be it enacted by the Senate and House of Representatives in General Court convened that the aforesaid Joseph Pearson be and he hereby is empowered and authorised to assume and bear the name of Joseph Warner Pearson instead of the name which he now bears and by the same name of Joseph Warner Pearson he may and shall be called and known in all acts, matters and things whatsoever hereafter to be done, transacted or executed by, for or concerning him, any custom or usage to the contrary notwithstanding—

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE UNION COTTON & WOOLEN FACTORY IN CONCORD—

[Approved June 14, 1813. Original Acts, vol. 22, p. 8; recorded Acts, vol. 20, p. 17.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Moses Farnum, Isaac Dow, Orlando Brown, John Rogers, Robert Davis, Jun. Moses Ferrin, Abel Clough, William Fisk, Reuben Johnson, Abner Farnum, Jun. Timothy Abbot, Joseph Walker, Francis N. Fisk, Moses Ayer, John George, David George, Ezra Hutchins, Benjamin Damon, Benjamin Swain, Richard Ayer, Jonathan Eastman, John Eastman, Jacob Eastman, Jonathan Ayer, Levi Hutchins and Benjamin Bradly—and

their associates, successors and assigns shall be and they hereby are erected into and made a corporation and body politic by the name and style of the Union Cotton and Woolen Factory in Concord,—and by that name may sue and be sued, plead and be impleaded, defend and be defended to final judgment & execution, and also make, have and use a common seal, and the same at pleasure may break, alter and renew.

Sec. 2. And be it further enacted, that the said Corporation shall have power and hereby is authorised to carry on the manufactory of Cotton & Woolen Goods in Concord and the business necessarily connected therewith, and may erect any dam or dams, mill or mills, works or buildings, necessary for carrying on and conducting said manufactory.

Sec. 3. And be it further enacted, that the said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said manufactory and the business therewith connected, and the same may sell, bargain and dispose of at pleasure,—Provided such real estate shall not exceed in value the sum of fifteen thousand dollars, and such personal estate shall not exceed the sum of twenty thousand dollars

Sec. 4. And be it further enacted, that Moses Farnum & Isaac Dow, or either of them, may, by an advertisement in any public news-paper printed in the town of Concord, call a meeting of said Corporation, to be holden in Concord aforesaid, at any suitable time and place after twenty days from the publication of said advertisement, and the members of said Corporation, by a majority of those present or represented at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn by a Justice of the peace to a faithful performance of his duty, a Treasurer and such other officers as may appear necessary for the management of the concerns of said Corporation, and shall agree on the manner of calling future meetings, and at the same or any subsequent meeting may make and establish any rules, bye-laws and regulations for the prudent management of said Corporation, and the same may cause to be observed and executed, and for the breach thereof may order and enjoin fines and penalties, not exceeding thirteen dollars and thirty three cents, for any one breach thereof. Provided such rules, bye laws and regulations are not repugnant to the laws and Constitution of this State. And all agents and proxies at any meeting shall be authorized in writing signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk; Provided no member of the Corporation shall be allowed more than eight votes.

Sec. 5. And be it further enacted, that the property of said Corporation shall be and hereby is divided into one hundred shares,

which shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate under the seal of said Corporation, signed by the Treasurer, signifying the owner's property in such share as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof, his executors or administrators, by a deed under the hand and seal of him or them, acknowledged before some Justice of the Peace and recorded by the Clerk, in a book to be provided and kept for that purpose; and any purchaser named in such deed so recorded, shall, on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new certificate executed in form aforesaid, certifying the property in such share to be in such purchaser.—

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon, by said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorized to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes, and incidental charges, after notifying in one or more newspaper printed in the town of Concord, and in such other way as the Corporation may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the number of the share or shares sold, shall be, by the Clerk, entered on the books of said Corporation, and such purchaser shall be considered, to all intents and purposes, the proprietor thereof, and the overplus, if any there be, shall be paid on demand by the Treasurer to the person whose share or shares were so sold.—

Sec. 8. And be it further enacted, that when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned *not satisfied*, the original plaintiff in the action, wherein the said execution was awarded and issued may sue out a writ of *Scire facias* from the Court wherein the judgment was recovered, on which the same execution was awarded, against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was entered, and may have execution against their goods and estate, or against the goods and estate of any deceased member of said Corporation, in the hands of his Executor or administrator, with additional costs and damages. Provided such *Scire facias* shall be sued out within one year from the time such execution shall be returned *not satisfied*.—

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a public act, and as such may be declared on and given in evidence, in any Court of law, without specially pleading the same,—Provided always, that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations for the management of the concerns of said Corporation and the Government thereof, as shall be deemed expedient.—

Sec. 10. And be it further enacted, that the capital stock actually employed in said Factory, shall be exempt from taxation for the term of five years, from and after the passing of this act.—

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST CROCKERY WARE FACTORY IN NEW HAMPSHIRE.—

[Approved June 14, 1813. Original Acts, vol. 22, p. 9; recorded Acts, vol. 20, p. 23.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel Dakin, David Gillmore, Jun. Robert Gillmore, Josiah Mower, Samuel Litch, James Stevens, James Gillmore, Stephen Adams, Jun. Oliver Bayley, David Gillmore, David Cutter, James Henderson, Parker Maynard, John Stearns and Abner Spofford, and their associates, successors and assigns, be, and they hereby are created and made a body politic and corporate by the name of The first Crockery Ware Factory in New Hampshire, and by that name may sue and be sued, defend and be defended to final judgment and execution, in any court of record or elsewhere, and may make, have and use a common seal, and the same may, at pleasure, break, alter and renew, and may do, perform, transact and carry on every and all manner of matters and things necessary, proper and convenient for them in conducting and managing said manufactory.

Sec. 2. And be it further enacted, That said Corporation may purchase, hold and enjoy any mine or mines of White Clay necessary for said corporation, and have, hold and enjoy any other real estate in fee simple (having full power to convey the same) to the amount of Six thousand dollars; and shall also be empowered to hold and possess personal estate to the amount of Ten thousand dollars, actually employed in said Factory, all which shall be exempted from taxation for the space of five years from the passing of this act.

Sec. 3. And be it further enacted, That the said Samuel Dakin

or David Gillmore, Jun. may call the first meeting of said Corporation by advertisement posted up at some public place in said Jaffrey, at least ten days before the time of holding said meeting—At which said meeting, or at any other meeting regularly notified, the said corporation by a major vote of the Proprietors present or represented (all representations being proved by writing signed by the party and filed with the Clerk) may choose a Clerk and all other necessary officers, who shall all be sworn to the faithful discharge of the duties of their respective offices, may agree upon the method of calling future meetings, may divide said corporation into shares and set off to each proprietor his proportion thereof, and may make and establish such bye laws for the regulation and management of the affairs of said corporation and for carrying the same into effect, as may be deemed necessary and convenient: Provided that such bye laws are not repugnant to the constitution and laws of this State.—

Sec. 4. And be it further enacted, That said Corporation, at any regular meeting, may vote any tax or assessment upon the shares thereof, and for non-payment of such tax or assessment, after due notice, may sell the delinquent share or shares, at auction, in such manner as the bye laws of said Corporation may provide. And all shares holden by virtue of this act, may be transferable by deed duly executed, acknowledged and recorded by the clerk of said corporation, on his records.—

Sec. 5. And be it further enacted, that when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned *not satisfied*, the original plaintiff in the action wherein the said Execution was awarded and issued, may sue out a writ of Scire facias from the Court wherein the judgment was recovered, on which the same execution was awarded, against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was entered, and may have execution against their goods or estate, or against the goods or estate of any deceased member in the hands of his executor or administrator, with additional damages and costs. Provided such Scire facias shall be sued out within one year from the time such execution shall be returned not satisfied.—Provided always that the Legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations for the management of the concerns of said Corporation as shall be deemed expedient.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF CHARLES ADAMS—

[Approved June 15, 1813. Original Acts, vol. 22, p. 10; recorded Acts, vol. 20, p. 35.]

Be it enacted by the Senate and House of Representatives, in General Court convened,

That from and after the passing of this act, Charles Adams of Keene in the County of Cheshire, be allowed to take the Name of Charles Goldthwait Adams, and shall in future be known, and called by that Name, any Law or usage to the contrary notwithstanding

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE TRUSTEES OF THE UNION ACADEMY.

[Approved June 16, 1813. Original Acts, vol. 22, p. 11; recorded Acts, vol. 20, p. 26. See amendment of June 24, 1869, Session Laws, 1869, Chap. 108.]

Whereas Charles Marsh, Ebenezer Adams, and Zepheniah Swift Moore have represented that it is in contemplation, to establish, at Plainfield, in this State, a Seminary, designed to assist in the education of poor and pious young men, for the Gospel ministry; and also to make provision for the education of such others as may be admitted upon terms to pay a reasonable sum for their tuition; and that a considerable sum has been contributed towards the establishment and support of such an institution; & that Charles Marsh, Esquire, of Woodstock, Rev^d Asa Burton, D. D. of Thetford, Ebenezer Adams, Esquire, of Hanover, Rev^d Bancroft Fowler, of Windsor, Rev^d Zepheniah Swift Moore, of Hanover, Rev^d David Sutherland of Bath, Rev^d Stephen Fuller of Vershire, Rev^d Abijah Wines of Newport, Ben. I. Gilbert, Esquire, of Hanover, and Deacon Joseph Ford of Piermont, have been elected Trustees thereof, and have requested that an act may be passed, authorising the establishment of said Seminary in said Plainfield, and that the said March, Burton, Adams, Fowler, Moore, Sutherland, Fuller, Wines, Gilbert and Ford and others, and their successors may be created a body corporate and politic by the name of the Trustees of the Union Academy, and be vested with all such powers and privileges as may be necessary to the full accomplishment of the objects aforesaid; and

as the general prevalence of morality and religion is of the highest interest to every people, & as it is among the first duties of the Legislature to cherish and promote them.—Therefore—

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that there may be established at such place within the town of Plainfield in the County of Cheshire, in this State, as the Trustees hereinafter named shall judge to be most suitable, a Seminary for the purpose of assisting in the education of poor and pious young men for the gospel ministry, and such others of sufficient ability, who may be admitted by the Trustees, subject to pay for their tuition to be denominated the Union Academy, in which may be taught all branches of education necessary for preparing youth for entering any of the three lower Classes, in the Colleges in the United States.

Sec. 2. And be it further enacted, that the Union Academy shall be under the care, superintendence and controul of a board of Trustees, consisting of thirteen members, including the principal instructor of said Academy, who shall always be, ex officio, one of said board, seven of whom shall be a quorum to do business; and not less than one half, nor more than two thirds of said Board of Trustees, shall be ordained Ministers of the Gospel.

Sec. 3. And be it further enacted, that Charles Marsh Esquire of Woodstock, in the State of Vermont, Rev^d Asa Burton D. D. of Thetford is said State of Vermont, Ebenezer Adams, Esquire, of Hanover, in this State, Rev^d Bancroft Fowler of Windsor, in said State of Vermont, Rev^d Zephaniah Swift Moore of Hanover aforesaid—Rev^d David Southerland, of Bath, in this State, Rev^d Stephen Fuller of Vershire in said State of Vermont, Rev^d Abijah Wines of Newport in this State, Daniel Kimball, Esquire, of Plainfield aforesaid, Ben. I. Gilbert, Esquire, of Hanover aforesaid, and Deacon Joseph Ford of Piermont, in this State, shall be, and they are hereby appointed members of said Board of Trustees.

Sec. 4. And be it further enacted, that the Board of Trustees aforesaid and their successors, shall be, and they hereby are made a body corporate and politic by the name of the Trustees of the Union Academy; and by that name shall be a Corporation forever, with power to have a Common Seal; to make contracts relative to the objects of their institution; to sue and be sued; to establish bye laws and orders for the regulation of said Academy and for the conduct & duties of the instructors, agents and students thereof; and for the preservation and application of the Funds, and for the sale of the property thereof; Provided the same be not repugnant to the Constitution and laws of this State; to take, hold and possess any estate real or personal, by subscription, gift, grant, purchase, devise or otherwise, sixty thousand dollars whereof shall be free from taxes; and the same to improve, lease, exchange or sell and convey, for the sole benefit of said institution.—

Sec. 5. And be it further enacted, that the Trustees and instructors of the Union Academy shall be professors of the christian Religion, and shall, each, be a regular member of some congregational or presbyterian Church.

Sec. 6. And be it further enacted, that the said Trustees shall have power, at any regular annual meeting, to fill up any vacancy; which may have happened by the death or resignation of a member of said Board, or by other cause, by electing some other person, qualified as this act prescribes, to fill such vacancy.—

Sec. 7. And be it further enacted, that the said Trustees shall have power to appoint, and they are hereby authorised & directed to appoint, a President and Vice President, to be chosen from the members of said Board of Trustees, one principal instructor, and as many other instructors as may be necessary; a Treasurer and Secretary; & any other officers or agents whose services in the concerns of said institution may be needed; and to remove any of the officers or agents aforesaid, or any member of the Board of Trustees, whenever, in the opinion of a majority of all the Trustees, the interests of said institution shall require such removal.

Sec. 8. And be it further enacted, that the said Board of Trustees shall determine the amount of compensation to be allowed to the instructors, treasurer and Secretary aforesaid, and to such other officers or agents, as may be employed by them in the concerns of said institution; but the services and attendance of the Board of Trustees, performed in that capacity, shall be performed gratis; Provided, however, that their necessary expences may be defrayed out of the funds of the institution.

Sec. 9. And be it further enacted, that students shall be admitted into said Academy, on such conditions as said Trustees may prescribe, and said Trustees shall also prescribe the rate of tuition to be paid by all students who, or whose parents are of sufficient ability to pay the same; and all sums received for the tuition of such students, shall be paid into the Treasury in aid of the funds.

Sec. 10. And be it further enacted, That the Treasurer shall give bonds, with sufficient surety, to the satisfaction of the Board of Trustees, for the faithful performance of the duties of his office.

Sec. 11. And be it further enacted, that all property which shall be given to the use of said Academy shall be faithfully applied to the objects of said institution, either as a permanent or a contingent fund, according to the direction of the donor, and in strict conformity with this act; and all donations to the permanent fund, whether in money, in real or personal estate, shall be disposed of, vested in funds, loaned or leased on ample security, at the discretion of the Board of Trustees, the income whereof, together with such sums as may be given for immediate expenditure, shall be expended in necessary accomodations for said institution, and in fitting for College such pious young men, in indigent circumstances,

as said Trustees may select; and in contributing in part or in whole to the expense of completing the education of such as are so fitted, at some College in the United States, and in aiding them afterwards, so far as may be necessary, in their professional studies.—

Sec. 12. And be it further enacted, that there shall be one stated annual meeting of the Board of Trustees, to be holden at such time and place as said Trustees shall establish; but the Board of Trustees may provide for calling special meetings of the Trustees for special purposes; and all proceedings at special meetings, convened agreeably to the Bye-laws of the Corporation, shall be valid.—

Sec. 13. And be it further enacted, that the Board of Trustees may, and they are hereby empowered, once to alter the name of the Union Academy, by prefixing thereto the name of the principal donor.

Sec. 14. And be it further enacted, that if at any time hereafter, the members of said Board of Trustees should be reduced to a number less than seven, a majority of the remaining members shall be a quorum for the purpose of filling up vacancies.—

Sec. 15. And be it further enacted, that those who have subscribed towards erecting the buildings for said Academy shall be at liberty to withhold the payment of what they have subscribed; Provided, nevertheless, that if the payment of any sums so subscribed shall be withheld, the Trustees aforesaid may locate said Academy in any other town within this State.—

Sec. 16. And be it further enacted, that Charles Marsh, Esquire, or Ebenezer Adams, Esquire, may call the first meeting of said Board of Trustees, to be holden at such time and place as said Marsh or Adams may appoint, by giving notice thereof a reasonable time previous to such meeting, to each of the Trustees aforesaid; and said Trustees shall at said Meeting, elect one person, qualified as this act prescribes, to be a member of said Board of Trustees.—

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT GRANTING TO BIDFIELD HAYES A NEW TRIAL IN A CERTAIN CASE.—

[Approved June 16, 1813. Original Acts, vol. 22, p. 12; recorded Acts, vol. 20, p. 33.]

Whereas Bidfield Hayes of Milton, in the County of Strafford, hath petitioned the General Court, setting forth, that, at the Court of Common pleas, begun and holden at Rochester, within and for said County of Strafford, on the first Tuesday of January, in the year of our Lord, one thousand eight hundred and twelve, on Com-

plaint of Rebecca Hayes of Rochester aforesaid, he the said Bidfield was adjudged by the Honorable Court to be the father of a bastard child, born of said Rebecca, and was found chargeable with its support; which said judgment and sentence the said Bidfield represented as wrong and erroneous and contrary to law and evidence—and praying relief in the premises, which appearing reasonable

Therefore,

Sect. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the said Bidfield Hayes be, and he hereby is authorised and empowered to cause an entry of said Complaint to be made at the Court of Common Pleas, to be holden at Gilmanton, within and for said County of Strafford, on the third Tuesday of August next, in the same way and manner as said complaint was heretofore entered against him; and the Justices of said Court of Common pleas are hereby authorized, empowered and directed to take cognizance of said Complaint, and to hear, try and determine the same, in the same manner as though said complaint had never before been entered and tried; and in case said Bidfield Hayes shall prevail in his defence against said Complaint, and shall be adjudged not chargeable, the former judgment and sentence of said Court shall be considered as reversed, and said Bidfield shall be allowed all reasonable costs to be taxed from commencement of said prosecution, and execution shall issue accordingly; and in case said Bidfield shall be adjudged chargeable, the former sentence against said Bidwell shall be considered as affirmed, and the said Rebecca shall be allowed all reasonable additional costs.

Sect. 2. And be it further enacted, that said Rebecca Hayes shall be *served* with an attested copy of this act, at least thirty days before the third Tuesday of August next, by leaving the same at her last and usual place of abode—

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF, THE PROPRIETORS OF THE WASHINGTON LIBRARY—

[Approved June 16, 1813. Original Acts, vol. 22, p. 13; recorded Acts, vol. 20, p. 35. See additional acts of June 29, 1821, *id.*, vol. 22, p. 81; June 27, 1822, *id.*, vol. 22, p. 129; and June 29, 1866, Session Laws 1861-66, Chap. 4369.]

Sect 1^t Be it enacted by the Senate and House of Representatives in General Court convened, That Henry Pratt, Joshua Lyman, Asahel Jewell, Evi Pierce Daniel Severance, and their

associates be and they hereby are incorporated and made a body politic forever by the name of The Proprietors of the Washington Library; and by that name may sue and be sued, prosecute & be prosecuted to final Judgment and execution, and do and suffer all other acts and things incident to Corporations of a similar nature

Sec. 2. And be it further enacted That Henry Pratt and Evi Pierce or either of them may call the first meeting of said Proprietors by posting up notifications for that purpose in at least two public places in the Town of Winchester at least ten days before said Meeting and at the same or at any subsequent meeting may elect a Librarian, directors, and all necessary officers of the Corporation, may agree on the method of calling future meetings; may make and establish such by-laws and regulations as shall be thought necessary for the government of the Corporation, and may cause the same to be executed and may annex penalties to the breach thereof provided such bye-laws and regulations be not repugnant to the Constitution & laws of the State

Sec. 3 And be it further enacted, That the Proprietors are hereby empowered to hold a Capital Stock of three thousand dollars one thousand dollars of which may be laid out in purchasing real estate & erecting a building for the use of the corporation, & the residue to be held in Books, Maps, charts, duplicates & other things necessary in a library, which stock shall in no wise be raised by assessment, but by voluntary contribution, which, agreeable to the petition of the Proprietors, shall not be transferable, or descend to the heirs of the Proprietors, but constitute a permanent fund of information for those who are, or may become associates & proprietors in the same.

Sec. 4 And be it further enacted, That whenever the Proprietors shall be reduced to a less number than five the capital Stock of the corporation shall be delivered to the Select men of the Town of Winchester, for the time being who, in that case, are hereby authorised to demand & receive the same, which shall not be sold or distributed, but be kept as a Library, under the direction & superintendence of the select men or such other person or persons as shall be chosen by said Town at their Annual meeting, for the use of the Freeholders in said Town who are also qualifid voters

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A NUMBER OF THE INHABITANTS OF THE TOWN OF MILFORD, AND OTHER TOWNS ADJACENT, IN THE COUNTY OF HILLSBOROUGH, INTO A RELIGIOUS SOCIETY, BY THE NAME OF THE FIRST BAPTIST SOCIETY IN MILFORD.

[Approved June 17, 1813. Original Acts, vol. 22, p. 14; recorded Acts, vol. 20, p. 40. See acts in amendment of this act dated June 21, 1817, *post*, and July 2, 1873, Session Laws, 1873, Chap. 125.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Andrew Hutchinson, Ebenezer Parsons, Samuel Taylor, Daniel Smith, William Peacock, Joshua Butters, Joshua Burnham, John Ulit, Allen Goodridge, David Gooden, Samuel Hartshorn, Ebenezer Sargent, Jun. Moses Averill, Samuel Parsons, Israel Burnham, Andrew Harwood, Solomon Cram, William Marvel, John Sargent, Joseph Simonds, Jeremiah Morse, Daniel Gooden, Joel Howe, Ebenezer Sargent, Joseph Wallace, Sewall Stratton, Jesse Hutchinson, John Raymond, James Hopkins, John Wellman, with so many others as may join with them, & their successors be, and they hereby are, made a corporation by the name of the First Baptist Society in Milford, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and have and enjoy all the powers and privileges exercised and enjoyed by other religious Societies, agreeably to the Constitution and laws of this State, with continuance and succession forever.

Sec. 2. And be it further enacted, that any person belonging to said town of Milford, or the adjacent towns, who may be desirous to join said Baptist Society, and shall declare such intention to the elder or clerk of said Society; that he or she has actually become a member of, and is united with the same, such person shall, from the date of such declaration, be considered, with his poll and his or her estate, a member of said First Baptist Society in Milford, and shall be entitled to a certificate thereof from said Elder or Clerk.

Sec. 3. And be it further enacted, that when any member of said Society shall neglect to pay his or her proportion, with said Society, for the support of public religious worship, for more than one year, at any one time, without giving a reason satisfactory to said Society for such neglect, he or she shall be considered as deprived of the privileges of this act of incorporation.

Sec. 4. And be it further enacted, that when any member of said Society shall see cause to leave the same, and to unite in religious worship, with any other Society, and shall give notice of

such intention to the elder or clerk of said Society, and shall also give in his or her name to the minister or Clerk of such other society, at least fifteen days previous to the annual meeting of the said First Baptist Society in Milford, and shall have received a certificate of membership, signed by the minister or clerk of such other society, such person shall, from the date thereof, with his poll and his or her estate, be considered as dismissed and released from the said First Baptist Society in Milford.

Sec. 5. And be it further enacted, that Andrew Hutchinson, David Gooden and Daniel Smith, or either of them, be, and they hereby are appointed and authorised to notify the first meeting of said Society, in Milford, for the purpose of choosing their necessary officers, which meeting shall be holden, on the third Wednesday of July next, at the House of Joshua Burnham, in said Milford, by posting a notification at their usual place of worship, at least fifteen days previous to said day.

Sec. 6. And be it further enacted, that the annual meeting of said Society, for the purpose of choosing their officers, forever after their aforesaid first meeting, shall be holden on the first Wednesday of October.

[CHAPTER 15.]

State of }
New Hampshire. \

AN ACT TO EXTEND THE GRANT MADE TO THE PROPRIETORS OF WELLS RIVER BRIDGE ACROSS CONNECTICUT RIVER—

[Approved June 17, 1813. Original Acts, vol. 22, p. 15; recorded Acts, vol. 20, p. 46. See acts of December 27, 1803, Laws of New Hampshire, vol. 7, p. 213; June 14, 1808, id., p. 664; December 14, 1812, *ante*, p. 168; June 23, 1815, *post*; and June 21, 1817, *post*.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Proprietors of the Wells River Bridge across Connecticut River are hereby allowed two Years from and after the thirtieth day of September next to rebuild and complete said Bridge, any thing in any former Law of this State to the contrary notwithstanding

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT EMPOWERING WILLIAM HALE, MARK WALKER, JOHN WHEELER, STEPHEN SAWYER AND WILLIAM K. ATKINSON, TO MAKE A NEW DIVISION OF CERTAIN LAND BETWEEN JOSEPH SMITH AND REBECCA H. FOOTMAN.

[Approved June 17, 1813. Original Acts, vol. 22, p. 16; recorded Acts, vol. 20, p. 47.]

Whereas the Judge of Probate for the County of Strafford, on the sixteenth day of April, A. D. 1807, issued a Warrant to William Hale, Mark Walker, John Wheeler, Stephen Sawyer, and William K. Atkinson, empowering them, as a Committee, to make division and partition of a certain lot of land in Dover, between Joseph Smith and Rebecca H. Footman;—And whereas the said Mark Walker, John Wheeler, Stephen Sawyer and William K. Atkinson, pursuant to said Warrant, on the twelvth day of April A. D. 1808, Went upon and made division of said land;—and, on the fifteenth day of the same April, 1808, made their return to the said Judge of Probate, that they had divided and set off to the said Rebecca H. Footman, “about four acres and an half” of said land, as her just and proper share, and the remainder thereof to the said Joseph Smith.— And, whereas, by reason of a mistake in making said division, and, consequently, in the description thereof contained in said return, the intentions of said Committee have not been carried into full effect:—

Therefore, Be it enacted by the Senate and House of Representatives, in General Court convened, that the said William Hale, Mark Walker, John Wheeler, Stephen Sawyer and William K. Atkinson, or a majority of them, be, and they hereby are, empowered to make a new division of said land between the said Joseph Smith and Rebecca H. Footman, according to the directions contained in the aforesaid Warrant of the said Judge of Probate; and in such manner, as will carry their former intentions, when making said division, into full effect

And be it further enacted, that the division of said land, which shall hereafter, in pursuance of this act, be made by said Committee, or a majority of them, shall be by them signed and sworn to in the manner prescribed by law in similar cases; and a return thereof shall be made to, and recorded in, the Registry of Probate for the County of Strafford; and the same shall be of full force, and valid to all intents and purposes;—any former division, return, or record, to the contrary, notwithstanding.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO ATTACH THE COMPANIES OF MILITIA IN THE TOWN OF ROXBURY TO THE TWELFTH REGIMENT OF MILITIA IN SAID STATE.

[Approved June 17, 1813. Original Acts, vol. 22, p. 17; recorded Acts, vol. 20, p. 51. Session Laws, June, 1813, p. 27. Laws, 1815 ed., p. 308.]

Sect. 1st Be it enacted by the Senate and House of Representatives in General Court Convened—That the Companies of Militia which are now or may hereafter be established in the town of Roxbury in the County of Cheshire in said State, be attached to the Second Battalion in the twelfth Regiment of Militia in said State—

Sect. 2^d And Be it further enacted—That the company of Infantry to be organized in said town of Roxbury shall be numbered the tenth company and shall take rank in said twelfth Regiment accordingly—

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT AUTHORIZING BENJAMIN HEADLOCK AND FAMILY TO ASSUME AND BEAR THE NAME OF WINSLOW.

[Approved June 17, 1813. Original Acts, vol. 22, p. 18; recorded Acts, vol. 20, p. 53.]

Be it enacted by the Senate and House of Representatives, in General Court convened, that Benjamin Headlock of Goffstown, in the County of Hillsborough, be, and he hereby is authorised and empowered to assume and bear the name of Benjamin Winslow, and his family to assume and bear the name of Winslow, and by that name hereafter to be known and called, any usage or custom, heretofore, to the Contrary notwithstanding.—

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT IN ADDITION TO AN ACT, ENTITLED AN ACT TO INCORPORATE CERTAIN PERSONS, FOR THE PURPOSE OF BUILDING A BRIDGE OVER PEMIGEWASSETT BRANCH, AT EMERSON'S FALLS (SO CALLED) BETWEEN THE TOWNS OF NEW CHESTER AND SANDBORNTON, AND FOR SUPPORTING THE SAME, PASSED THE 12TH DAY OF JUNE, IN THE YEAR OF OUR LORD, ONE THOUSAND EIGHT HUNDRED AND ONE.—

[Approved June 17, 1813. Original Acts, vol. 22, p. 19; recorded Acts, vol. 20, p. 53. The act referred to is dated December 20, 1808, Laws of New Hampshire, vol. 7, p. 732. See acts of June 12, 1801, id., p. 17; December 15, 1803, id., p. 171; December 21, 1805, id., p. 437; December 18, 1824, recorded Acts, vol. 22, p. 562; and December 20, 1842, id., vol. 35, p. 156.]

Whereas a petition hath been preferred by the proprietors of the New Chester Union Bridge, praying that the rates of toll now established at said Bridge, by the act in addition to the act of incorporation, may be so altered and raised as to remunerate the proprietors for rebuilding the same, which appearing reasonable—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the tenth day of September next, instead of the tolls now authorised by law to be received for passing said Bridge, it shall be lawful for the said proprietors, to demand at said Bridge, the rates following—For each foot passenger, one Cent; for each horse and rider, *six* cents, and each additional rider, one cent; for each Chaise, chair, sulkey, or other pleasure carriage on wheels drawn by one horse only, twelve and an half cents; for each riding sleigh drawn by one horse, six and one quarter cents; for each riding sleigh for passengers, drawn by two beasts, ten cents, and for each additional beast three cents; for each chariot, phaeton, coach or other four wheeled carriage for passengers, drawn by two horses only, *twenty five* cents, and for each additional horse three cents; for each Curricule *fifteen* cents; for each cart, waggon, sleigh, sled or other carriage of burthen; drawn by two beasts, *twelve* cents, and for each additional beast, three cents; for each cart, sleigh, or sled, or other carriage of burthen drawn by one horse only, six and one quarter cents; for each horse or neat creature, exclusive of those rode on, or in carriages, two cents; for sheep and swine one half cent each; and to each team one person only shall be allowed as a driver to pass free of toll.—

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT FOR THE RELIEF OF THE COMPANY FOR RENDERING CONNECTICUT RIVER NAVIGABLE BY BELLOWS FALLS.

[Approved June 18, 1813. Original Acts, vol. 22, p. 20, recorded Acts, vol. 20, p. 64. See act of December 18, 1792, Laws of New Hampshire, vol. 6, p. 69; also act of June 20, 1798, id., p. 494.]

Sect. 1st Be it enacted by the Senate and the House of Representatives in general Court convened—That from and after the passing of this Act, The Corporation, known by the name of the Company for rendering Connecticut River navigable by Bellows falls—be and they hereby are authorised and empowered to hold and detain in their custody all such Boats and other water carriages with their loads and all such Rafts of every description, which may or shall hereafter pass thro the locks in the Bellows falls Canal until the owner or Owners thereof, or his or their Agent or Agents shall have fully paid the lawful toll, to said Company, or in some way satisfied the said Company for the toll which may have lawfully accrued by reason of such Boats, and other Water Carriages, and such Rafts having passed thro' said locks—

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT REGULATING FEES PASSED DECEMBER 16, 1796

[Approved June 19, 1813. Original Acts, vol. 22, p. 21; recorded Acts, vol. 20, p. 38. Session Laws, June, 1813, p. 26. Laws 1815 ed., p. 134. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 381.]

Sect. 1 Be it enacted by the Senate and House of Representatives in General Court convened that if any Person or persons in any Office recognized by the laws of this State, shall hereafter demand any greater fee or fees for any services, than what are by law prescribed for such services he or they shall on conviction forfeit and pay for every such offence a sum not less than ten dollars, nor more than fifty dollars, and cost of prosecution one half to be paid to the complainant, or Prosecutor and the other half for the use of the county in which the offence is committed; and whenever the complainant, is any other than the party aggrieved the court may order the defendent or defendents to refund whatever sum may have been taken illegally, and reasonable cost, provided

the aggrieved Party appear and Prove, to the satisfaction of the Court, the exact amount of fees illegally taken by the defendants—

Sect. 2 And be it further enacted that the mode of process for the recovery of damages, that may accrue from offences committed under the Act to which this is an addition, or any other Act regulating fees, may be by action of debt, or by complaint to the Grand jury for the county in which the offence is committed; and the grand jurors and the Attorney General for the time being respectively are hereby authorized and required to hear sustain and prosecute any complaint that may be presented to them by virtue of this Act, in the same manner as has been heretofore practised in cases of complaint, for crimes which are by them cognizable—

Sect 3. And be it further enacted, that the last section but one in the Act to which this is in addition be, and the same is, hereby, repealed—

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO GRANT A LOTTERY TO ENABLE THE PROPRIETORS OF UNION CANAL TO COMPLETE THEIR WORKS ON MERRIMAC RIVER.

[Approved June 19, 1813. Original Acts, vol. 22, p. 22; recorded Acts, vol. 20, p. 43. See acts of December 23, 1808, Laws of New Hampshire, vol. 7, p. 782; June 23, 1809, id., p. 812; June 20, 1815, *post*; December 13, 1820, *post*; and July 15, 1854, recorded Acts, vol. 46, p. 199.]

Whereas the Proprietors of Union Canal have met with great and unexpected difficulties in the execution of the works of said Canal, and have already expended a much larger sum of money than was originally estimated to be sufficient to that end; but still find it necessary to erect other and more expensive works, for which it appears that the established rate of toll (being on boats only) would be an inadequate compensation—

And Whereas the interest of this State will be promoted by the complete opening of Merrimac river by means of the works of this Canal, around certain falls of the river, so that it shall be made navigable for boats to and from Boston;—Therefore

Section 1. Be it, enacted by the Senate & House of Representatives in General Court convened, That there be and hereby is granted to *the* said Proprietors of Union Canal, in their corporate capacity, authority to make, set up and carry into effect a Lottery under managers to be appointed by the Governor for the purpose of raising a sum of money not exceeding twenty thousand dollars, exclusive of the necessary charges attending the same. Provided the said Proprietors shall obtain leave to sell tickets of said Lottery in the State of Massachusetts

Sec. 2. And be it further enacted, that five years from the date hereof be allowed to carry the same into effect.

Sec. 3. And be it further enacted, that his Excellency the Governor be, and he hereby is, empowered and requested to appoint three suitable persons to be managers of said Lottery, who shall be under oath faithfully to discharge the duties of said trust. And it shall be their duty to sell the tickets, draw the Lottery and pay all prize tickets according to their tenor, and shall refund all sums which shall be received by them respectively, on demand, for tickets in said Lottery, in case the same shall not be drawn, within one year after the class shall be publicly offered for sale.—And the said Managers shall give bonds to the said Proprietors of Union Canal their successors and assigns, in the penal sum of Forty thousand dollars, to pay the Treasurer of their corporation for the time being, the net proceeds of said Lottery from time to time; and as soon as any class shall be settled, the full avails thereof. And shall render an account of their proceedings, and of all charges and demands concerning said Lottery, to His Excellency the Governor of the State, who, if satisfied with the correctness thereof by his personal investigation, or by one or more Commissioners, whom he may appoint for this purpose, at the expense of said Proprietors, shall make a final settlement with said Managers, and shall allow them a reasonable compensation for their services out of the profits accruing from said Lottery; they making it appear to his satisfaction that they have paid the proceeds thereof to the said proprietors.

Sec. 4. And be it further enacted, that the said Proprietors shall render a true and authentic account to his Excellency the Governor of the due application of the money, by them received, from the managers of said Lottery, to the purposes by this act contemplated.

[CHAPTER 23.]

State of)
New Hampshire.)

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO INCORPORATE SAMUEL BLODGET ESQ^R AND OTHERS HIS ASSOCIATES, WITH THE EXCLUSIVE RIGHT AND PRIVILEGE OF CUTTING A CANAL BY AMOSKEAG FALLS ON MERRIMACK-RIVER AND LOCKING THE SAME.—

[Approved June 19, 1813. Original Acts, vol. 22, p. 23; recorded Acts, vol. 20, p. 49. The act referred to is dated December 24, 1798, Laws of New Hampshire, vol. 6, p. 324. See act of June 23, 1814, *post*; also act of June 26, 1815, *post*.]

Sec 1. Be it enacted By the Senate & House of Representatives in General Court convened That so much of the said Act of Incorporation as relates to the mode of selling delinquent Shares in said

Canal for Assessments according to the laws in being for selling the wild lands of proprietors for the payment of taxes be, and hereby is repealed.

Sec 2^d Be it further enacted. That the Treasurer of the said Corporation of Blodgets' Canal for the time being, be and he hereby is authorized and empowered to sell at auction, any share or shares of any proprietor on the non-payment of assessments thereon duly laid, and advertized, thirty days, both in Massachusetts and New Hampshire, the said Treasurer giving public notice of the time & place of sale in one paper printed in New Hampshire—and one printed in Boston, for at least sixty days next preceeding the day of sale—and it shall be the duty of the Treasurer to sell such shares in Boston, if the proprietor appearing on the records of the Corporation to be the owner thereof resides in the State of Massachusetts:—and at the said Canal, if the proprietor appearing on the said records to be the owner, resides in New Hampshire, or elsewhere not in Massachusetts.

And it shall be the duty of the Treasurer to sell as many of the shares of such delinquent proprietor as shall be fully sufficient to pay the assessments due on the whole number of his shares, and if the amount of such sale shall exceed the amount of the assessments due & the charges thereon, the balance shall be paid over to the said proprietor: but the Treasurer shall not sell so many shares as to have a balance to repay greater than the price of one share as then sold.

And the Treasurer shall cause new certificates of shares thus sold to be issued to the purchaser by the proper officers of the Corporation.—

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PETERBOROUGH NORTH COTTON FACTORY—

[Approved June 19, 1813. Original Acts, vol. 22, p. 24; recorded Acts, vol. 20, p. 55.]

Section 1 Be it enacted by the Senate and House of Representatives in General Court convened, that James Wilson, Thomas Steele, David Steele, Moses Dodge, Andrew Harris, John Steele, Eli Hunt, Timothy Hunt, Hugh Miller, William Wilson & Francis Blood, Jun. and their associates, successors and assigns shall be and they hereby are erected into and made a Corporation and body politic by the name and style of the Peterborough North Cotton Factory, and by that name may sue and be sued, plead and be im-

pleaded, prosecute and defend to final judgment and execution and also may make, have and use a common seal, and the same at pleasure may break, alter and renew.

Sec. 2. And be it further enacted, that the said Corporation shall have power and hereby is authorized to carry on, at said Peterborough, the Manufactory of Cotton Goods, and the business necessarily connected therewith, and may erect any dam or dams, mill or mills, works or buildings necessary for carrying on and conducting said manufactory.

Sec. 3. And be it further enacted, that the said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory and the business therewith connected, and the same may sell, bargain and dispose of at pleasure. Provided such real estate shall not exceed in value the sum of fifteen thousand dollars, and such personal estate shall not exceed the sum of of twenty thousand dollars.

Sec. 4. And be it further enacted, that the persons before named, or any two of them may by an advertisement in any public newspaper printed in the County of Hillsborough, call a meeting of said Corporation to be holden in said Peterborough, at any suitable time and place after twenty days from the publication of said advertisement, and the members of said Corporation by a vote of the majority of those present or represented at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk who shall be sworn by a Justice of the Peace for the County of Hillsborough to the faithful performance of his duty, a Treasurer and such other officers as may appear necessary for the management of the concerns of said Corporation, and shall agree on the manner of calling future meetings, and at the same or any subsequent meeting may make and establish any rules, bye-laws and regulations for the prudent management of said Corporation, and the same may cause to be observed & executed, or for the breach thereof may enjoin fines and penalties, not exceeding thirteen dollars and thirty three cents, for any one breach thereof. Provided such rules, bye-laws and regulations are not repugnant to the Constitution and laws of this State. And all agents or proxies at any meeting shall be authorised in writing signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk.

Sec. 5. And be it further enacted, that the property of said Corporation shall be, and hereby is, divided into one hundred shares, which shall be numbered in progressive order, beginning at number one; and every original number thereof shall have a certificate under the seal of said Corporation, signed by the Treasurer, certifying his property in such share as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof his executors or administrators by a deed under the hand and seal of him or them, acknowledged before some Justice of the peace, and recorded by the Clerk in a book to be kept for that purpose; and every purchaser named in such deed so recorded, shall, on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share or shares to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon by said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and incidental charges, after duly notifying in one or more news-papers printed in the County of Hillsborough, and in such other way as the Corporation may direct, the sum due on such shares, and the time and place of sale at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same; & on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the number sold shall be, by the Clerk, entered on the books of said Corporation, and such purchaser shall be considered to all intents and purposes the proprietor thereof, and the overplus, if any there be, shall be paid on demand by the Treasurer to the person whose share or shares were so sold.

Sec. 8. And be it further enacted, that when execution shall issue on any judgment recovered against said Corporation and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, may sue out a writ of scire facias from the Court wherein the judgment was recovered, on which the same execution was awarded, against such person or persons as are or were proprietors and members of said Corporation at the time of entering such judgment, and may have execution against their goods or estate, or against the goods or estate of any deceased member of said Corporation in the hands of his executors or administrators with additional damages and costs.—Provided such scire facias shall be sued out within one year after such execution shall be returned not satisfied.

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any Court of law without specially pleading the same. Provided always that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make

such further provisions and regulations for the management of the business of said Corporation & the government thereof, as shall be deemed expedient.

Sec. 10. And be it further enacted, that the capital stock actually employed in said Factory shall be exempt from taxation for the term of five years from the passing of this act.

[CHAPTER 25.]

State of)
New Hampshire. }

AN ACT TO FACILITATE THE PARTITION OR SALE OF SOME REAL ESTATE OF LYDIA MELVILLE AND OTHERS IN NEW HAMPSHIRE.

[Approved June 19, 1813. Original Acts, vol. 22, p. 25; recorded Acts, vol. 20, p. 61.]

Whereas Lydia Melville, Josiah Melville, Jun. and Henry Melville, children of Josiah Melville of Packersfield, in the County of Cheshire, and Sarah late his wife, but now deceased, as heirs at law and representatives of said Sarah, and Mary Minot, Sally Minot and Jonas Minot children of Jonas Minot, Jun. late of Concord, in the County of Middlesex and Commonwealth of Massachusetts, deceased, as heirs at law and representatives of said Jonas Minot, Jun. all under the age of twenty one years, are interested in common with several other persons in all the lands or real estate of Captain Jonas Minot, late of said Concord deceased, which are in this State: and, whereas it may be necessary for the benefit of said minor children, that their respective shares in said real estate should be divided from the rest, or sold; and from the situation of said estate the method now provided by law for partition or sale of real estate of minor children would be vastly inconvenient, burdensome and expensive:

Therefore,

Section 1 Be it enacted by the Senate and House of Representatives, in General Court convened, that the said Lydia Melville, Josiah Melville, Jun. & Henry Melville, or any one or more of them, may by Josiah Melville, their father and natural guardian, or by any other person that shall be legally appointed their guardian, make any partition, division or conveyance of any or all the lands or real estate, which descended to them respectively as representatives of said Sarah Melville from said Captain Jonas Minot in this State; and any deed or deeds of partition or conveyance thereof, necessary to accomplish the same, to execute, deliver and acknowledge by their said father or guardian as he may think most for their interest.

Sec. 2. And be it further enacted, that the said Mary Minot,

Sally Minot and Jonas Minot, or any one or more of them, may, by Nathan Barrett, their guardian, or by any other person that shall be legally appointed their guardian, make any partition, division or conveyance of any or all the lands or real estate, which descended to them respectively as representatives of said Jonas Minot, Jun. from said Captain Jonas Minot, in this State; and any deed or deeds of partition or conveyance thereof, necessary to accomplish the same, to execute, deliver and acknowledge by their said guardian, as he may think most for their interest.

Provided nevertheless that the said Josiah Melville and the said Nathan Barrett, or other person appointed guardian as aforesaid, shall, before the execution of any deed of conveyance, as aforesaid, respectively give a bond to their respective wards severally, and file the same in some probate office in this State, for the use of said ward, in the sum of two thousand dollars, with sufficient surety or sureties, conditioned to account to said wards, respectively, at their becoming twenty one years of age, for all the proceeds of any conveyance of any land sold as above, and pay the same with interest therefor, until actually appropriated to the use of such ward.—

Sec. 3. And be it further enacted, that any deed or deeds made pursuant to the authority and provisions above specified and duly recorded, shall have all the effect that like deeds might or would have, if the said minor children were of the full age of twenty one years; and personally executed the same.—

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF TWO CENTS PER ACRE ON ALL LANDS IN THE TOWN OF PEELING, PUBLIC RIGHTS EXCEPTED.—

[Approved June 22, 1813. Original Acts, vol. 22, p. 26; recorded Acts, vol. 20, p. 65.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Selectmen of Peeling be, and they hereby are authorised and empowered to assess a tax of two cents upon each and every acre of land in said town of Peeling, public rights excepted, & to collect the same for the purpose of making and repairing a certain road or highway laid out through said Peeling, and leading from Thornton to Lincoln in said County through the middle branch notch so called; and Enoch Colby, Esquire, of Thornton, Isaac Waldron, Esquire, of Barrington, and M^r Thomas Pinkham of said Peeling, are hereby appointed a Committee to see the same faithfully laid out and expended, in making and repair-

ing said road or highway, and bridges therein, according to the true intent and meaning of this act.

Sec. 2. And be it further enacted, that the owners of land in said Peeling, whether residents or non residents, shall have the liberty of working out their taxes on said road and bridges, under the direction of said committee, whose duty it shall be to superintend the same, or to appoint some suitable person for that purpose; for whose faithfulness therein said Committee shall be responsible, at the rate of eight cents per hour for an able bodied man, finding his own tools and diet, and for ox work, including chains, at the rate of eight cents per hour for each yoke of oxen, provided they shall be ready to perform said work when called upon, by said committee by the thirtieth day of September next.

Sec. 3. And be it further enacted, that it shall be the duty of said Selectmen to execute their bond to said Committee, in the sum of one thousand dollars, to pay over to said Committee the amount of said tax, on or before the first day of July Anno Domini, eighteen hundred and fourteen, which bond shall be given before they proceed to collect said tax. And it shall be the duty of said Committee to make and execute their bond to the Clerk of the Court of Common pleas, in the County of Grafton aforesaid, in the like sum, conditioned to fulfil the trust by this act reposed in them, and to render an account of their doings in the premises to the Justices of said Court of Common pleas, as soon as may be after said tax shall be laid out as aforesaid.

Sec 4. And be it further enacted, that a certificate signed by a majority of said committee, of the payment of any sums of money, or expressing the amount of any labor performed by any owners of lands in said town, shall be received by said Selectmen, in payment of said tax.

Sec. 5. And be it further enacted, that said selectmen shall give public notice in the New Hampshire Gazette three weeks successively, commencing on or before the fifteenth day of July next, of said assessment, and leave granted to the owners aforesaid to work out said tax, as is herein before provided.

Sec. 6. And be it further enacted, that in case the said taxes shall not be paid to the said Selectmen, on or before the first day of January next, the said Selectmen may proceed to enforce the collection thereof, in the same way and manner as by law is provided for the collection of State and County taxes, excepting only that they shall not be obliged to leave a copy of said tax list with the Deputy Secretary for payment of said assessment.

Sec. 7. And be it further enacted, that it shall be the duty of the Selectmen aforesaid, to leave at the office of the Deputy Secretary, a true and attested copy of all sales by them made in pursuance of this act, within thirty days from the time of sale.—And the proprietors and claimants of any lands sold for payment of

said taxes shall have a right to redeem the same by payment of the tax, and the charges incurred, by said sale, with twelve per centum interest thereon, from the time of sale, either to the Deputy Secretary or the said Selectmen, or either of them, within one year from the day of sale; and the Deputy Secretary shall pay over all monies by him received therefor, to the said Selectmen, at the end of the year, or sooner, if requested, for the benefit of the purchaser, or to the purchasers, within that time; and the Deputy Secretary is hereby authorised to demand and receive such compensation for his services, as by law he is entitled to receive of the collectors of non-resident taxes.—

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF TWO CENTS PER ACRE ON ALL THE LANDS IN THE TOWNSHIP OF LINCOLN, PUBLIC RIGHTS EXCEPTED.

[Approved June 22, 1813. Original Acts, vol. 22, p. 27; recorded Acts, vol. 20, p. 69.]

Section 1 Be it enacted by the Senate and House of Representatives in General Court convened, that the Selectmen of Lincoln in the County of Grafton be and they hereby are authorised and empowered to assess a tax of two cents upon each and every acre of land in said town of Lincoln (public rights excepted) for the purpose of making and repairing the road leading from the Iron works in Franconia to Peeling, through what is called the middle notch; and it shall be the duty of said Selectmen of Lincoln, as soon as may be, to make out said assessment, and to deliver the same to Cap^t Simon Oaks, Timothy Taylor, Esquire, both of Concord & M^r Timothy Shattuck Jun^r of Lincoln aforesaid, all in said County of Grafton, or to either of them, who are hereby appointed a Committee and authorized to collect said tax, and to see the same faithfully laid out and expended in making & repairing said road or highway and bridges therein, according to the true intent and meaning of this act.

Sec 2. And be it further enacted, that the owners of land in said Lincoln, whether residents or non residents shall have the liberty of working out their taxes on said road and bridges, under the direction of said Committee, whose duty it shall be to superintend the same, or to appoint some suitable person for that purpose, for whose faithfulness therein said Committee shall be responsible, at the rate of eight cents per hour for an able bodied man finding his own tools and diet; and for ox work, including

chains, at the rate of eight cents per hour for each yoke of oxen; Provided said labor shall be performed by the time hereinafter mentioned.—

Sec. 3. And be it further enacted, that said Committee shall give public notice in the New Hampshire Gazette three weeks successively, commencing on or before the last Tuesday of July next, of said assessment, and that leave is granted to owners of land in said town both residents and non residents, to work out said tax any time before the last day of October next.

Sec. 4. And be it further enacted, that if the owners of land, so assessed, in Lincoln aforesaid, shall neglect to pay the sums assessed on their lands, as aforesaid, within the time aforesaid, in money or labor, said Committee shall then proceed to collect of every such delinquent owner the sum so assessed on his lands, in the same way and manner as collectors of State taxes are directed by law to do, excepting only, that they shall not be obliged to leave a copy of said tax list with the Deputy Secretary for payment of said assessment.—

Sec. 5. And be it further enacted, that said Committee, before they proceed to collect said tax, shall make and deliver their bond to the Clerk of the Court of Common pleas within and for said County of Grafton, in the penal sum of one thousand dollars, conditioned to the faithful performance of the duties required of them by this act.—

Sec 6 And be it further enacted, that said Committee shall, within two years from the time of filing their bond as aforesaid, lay before the Justices of said Court a statement of their doings in the premises, and it shall be the duty of said Justices, if they see cause, to require of said Committee evidence to show that the sums by them collected, in virtue of this act, have been duly appropriated, according to the true intent thereof.

Sec 7 And be it further enacted that it shall be the duty of said Committee To leave at the Office of the Dep^y Sec^y a true & attested Copy of all sales by them made in pursuance of the Act within thirty days from the time of Sale & the proprietors & Claimants of any lands sold for payment of said taxes shall have a right to redeem the same by payment of the tax & charges, with twelve pr Cent Interest thereon from the time of sale, either to the Dep^y Sec^y or the said Committee or either of them within one year from the day of sale, & the Dep^y Sec^y shall pay over all monies by him received therefor to the Committee at the end of the Year for the benefit of the purchaser or to the purchasers within that Time—

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF THREE CENTS PER ACRE ON ALL LANDS
IN THE TOWN OF FRANCONIA, PUBLIC RIGHTS EXCEPTED.—

[Approved June 22, 1813. Original Acts, vol. 22, p. 28; recorded Acts, vol. 20, p. 73.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the Selectmen of Franconia in the County of Grafton be, and they hereby are authorised and empowered to assess a tax of three cents upon each and every acre of land in said Franconia (public rights excepted) for the purpose of making and repairing the road leading from the Iron works in said Franconia to Lincoln north line in a direction to Peeling; and it shall be the duty of said Selectmen of Franconia, as soon as may be, to make out said assessment, and to deliver the same to Cap^t Simon Oaks Timothy Taylor, Esquire both of Concord, and M^r John Aldrich of s^d Franconia, all in said County of Grafton, or to either of them, who are hereby appointed a Committee and authorised to collect said tax, and to see the same faithfully laid out and expended in making and repairing said road or highway & bridges therein, according to the true intent and meaning of this act.

Sec. 2. And be it further enacted, that the owners of land in said Franconia, whether residents or non-residents shall have the liberty of working out their taxes on said road and bridges, under the direction of said Committee, whose duty it shall be to superintend the same, or to appoint some suitable person for that purpose, for whose faithfulness therein said Committee shall be responsible, at the rate of eight cents per hour for an able bodied man finding his own tools and diet, and for ox-work, including chains, at the rate of eight cents per hour for each yoke of oxen; Provided said labor shall be performed by the time hereinafter mentioned.—

Sec. 3. And be it further enacted, that said Committee shall give public notice in the New Hampshire Gazette three weeks successively, commencing on or before the last Tuesday of July next, of said assessment, and that leave is granted to owners of land in said town of Franconia, to work out said tax before the twentieth day of September next.

Sec. 4. And be it further enacted, that if the owners of land so assessed, in Franconia aforesaid, shall neglect to pay the sums assessed on their lands, as aforesaid, within the time aforesaid, in money or labor, said Committee shall then proceed to collect of

every such delinquent owner the sum so assessed on his lands, in the same way and manner as collectors of State taxes are directed by law to do, excepting only, that said Committee shall not be obliged to leave a Copy of said tax list with the Deputy Secretary for payment of said assessment.—

Sec. 5 And be it further enacted, that said Committee before they proceed to collect said tax, shall make and deliver their bond to the Clerk of the Court of Common pleas within and for said County of Grafton, in the penal sum of one thousand dollars, conditioned to the faithful performance of the duties required of them by this act.

Sec. 6. And be it further enacted, that said Committee shall, within two years from the time of filing their bond as aforesaid, lay before the Justices of said Court a statement of their doings in the premises, and it shall be the duty of said Justices, if they see cause, to require of said Committee evidence to shew that the sums by them collected, in virtue of this act, have been duly appropriated, according to the true intent thereof.

Sec 7 And be it further enacted that it shall be the Duty of said Committee to leave at the Office of the Deputy Secretary a true & attested Copy of all sales by them made in pursuance of the Act within thirty days from the time of Sale and the proprietors & Claimants of any lands sold for payment of said taxes shall have a right to redeem the same by payment of the tax & charges with twelve per Cent interest thereon from the time of sale, either to the Dep^y Secretary or the said Committee or either of them, within one Year from the day of sale, and the Dep^y Sec^y shall pay over all monies by him received therefor to the Committee at the end of the Year for the benefit of the purchaser or to the purchasers within that time

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT, AUTHORISING THE JUDGE OF PROBATE IN THE COUNTY OF CHESHIRE, TO EXTEND THE COMMISSION OF INSOLVENCY FOR SETTLING THE ESTATE OF REUBEN ALEXANDER JR.

[Approved June 22, 1813. Original Acts, vol. 22, p. 29; recorded Acts, vol. 20, p. 76.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Judge of Probate for the County of Cheshire be, and he hereby is authorised, should he think Justice requires it, to extend for four months from the thirtieth day of June current, the commission of Insolvency for settling

the estate of Reuben Alexander Jr. late of Winchester in said County of Cheshire deceased; and may order such notice, as he may Judge necessary to be given, that any person or persons, having any claims against said estate, which have not been exhibited to the commissioners on said estate, may have opportunity to present them for adjustment: and all proceedings conformable to this Act, shall be good & valid in law.

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT VESTING IN THE HEIRS AT LAW OF JOSHUA HAMBLET DECEASED, THE EXCLUSIVE RIGHT OF KEEPING A FERRY—

[Approved June 22, 1813. Original Acts, vol. 22, p. 30; recorded Acts, vol. 20, p. 77.]

Whereas Josiah Hamblet hath petitioned the Legislature, setting forth that for fifty years last past, there hath been a ferry across Merrimac river between the towns of Nottingham West and Dunstable which ferry was lately owned by Joshua Hamblet deceased, and that the right of the heirs of said Joshua, in the premises, hath been interrupted by other persons transporting passengers across said river, in the neighborhood of said ferry—and praying relief in the premises,

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that there be granted to the heirs at Law of the said Joshua Hamblet & their heirs and assigns forever, the exclusive right of keeping a ferry across said river between said towns of Nottingham West and Dunstable, within the following limits, viz. begining at the southerly line of Hill's ferry (so called) and extending down said river, as the same runs, one mile below where said Hamblet's ferry is now kept; with the right of demanding, taking and receiving such rates for ferriage, as may from time to time be established pursuant to the laws of this State; saving and reserving to all persons, the right of fishing within the limits aforesaid, in like manner as the same hath been heretofore used and exercised, provided they do not interrupt the transportation of passengers across said ferry—and reserving to the Legislature the right of granting leave to build a Bridge within the limits aforesaid, whenever the public good may require.

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT, TO DIVIDE THE STATE INTO DISTRICTS FOR THE CHOISE OF SENATORS.

[Approved June 22, 1813. Original Acts, vol. 22, p. 31; recorded Acts, vol. 20, p. 79. Session Laws, June, 1813, p. 29. Laws, 1815 ed., p. 45.]

Be it enacted by the Senate and House of Representatives in General Court convened; That the State be divided into the following Districts, numbered from one to twelve, each of which shall have the right of choosing one Senator for said State annually, pursuant to the Constitution:

District No. 1.—To contain Portsmouth, Durham, Greenland, Lee, North-Hampton, New-castle, Newington, Newmarket, Rye, and Stratham.

District No. 2.—To contain Exeter, Brentwood, Candia, Deerfield, East-Kingston, Epping, Hawke, Hampstead, Hampton, Hampton-Falls, Kingston, Kensington, Newtown, Nottingham, Poplin, Raymond, Sandown, Seabrook and South-Hampton.—

District No. 3.—To contain Londonderry, Allenstown, Atkinson, Bedford, Bow, Chester, Dunbarton, Dunstable, Goffstown, Litchfield, Manchester, Merrimac, Nottingham-West, Pelham, Plaistow, Salem, and Windham.—

District No. 4.—To contain Concord, Andover, Boscawen, Canterbury, Chichester, Epsom, Loudon, Northfield, Northwood, Pembroke, Pittsfield and Salisbury.—

District No. 5.—To contain Dover, Barrington, Alton, Barnstead Brookfield, Effingham, Farmington, Madbury, Middleton, Milton, New-Durham, Rochester, Somersworth, Wakefield, and Wolfborough.—

District No. 6.—To contain Gilmanton, Burton, Center-Harbour, Conway, Eaton, Guilford, Meredith, Moultonborough, New-Hampton, Ossipee, Ossipee-Gore, Sandbornton, Sandwich, Tamworth, and Tuftonborough.—

District No. 7.—To contain, Amherst, Brookline, Francestown, Greenfield, Hollis, Lyndeborough, Mason, Milford, Mont-vernon, New-Boston, New-Ipswich, Peterborough, Sharon, Society Land, Temple, Weare, and Wilton.—

District No. 8.—To contain Hopkinton, Antrim, Bradford, Deering, Fishersfield, Hancock, Henniker, Hillsborough, Kearsarge, New london, Packersfield, Sutton, Stoddard, Warner, Washington, Wilmot, and Windsor.—

District No. 9. To contain Keene, Chesterfield, Dublin, Fitzwilliam, Hindsdale, Jaffrey, Marlborough, Rindge, Richmond, Rox-

bury, Sullivan, Surry, Swanzey, Westmoreland, and Winchester.—

District No. 10.—To contain Charlestown, Ackworth, Alstead, Claremont, Croydon, Gilsum, Goshen, Langdon, Lempster, Marlow, Newport, Springfield, Unity, Walpole, and Wendell.—

District No. 11.—To contain Hanover, Alexandria, Bridgewater, Canaan, Cornish, Danbury, Dame's Gore, Dorchester, Enfield, Grafton, Lebanon, Lyme, New-Grantham, New-Chester, Orange, Orford, Plainfield, and Wentworth—

District No. 12. To contain the County of Coos, and all the Towns in the County of Grafton, that are not included, in some of the beforementioned, Districts.—

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT PROVIDING RELIEF FOR SHERIFFS AND OTHER OFFICERS, IN CERTAIN CASES.

[Approved June 23, 1813. Original Acts, vol. 22, p. 32; recorded Acts, vol. 20, p. 98. Session Laws, June, 1813, p. 20. Repealed by act of July 1, 1819, *post.*]

Be it enacted by the Senate and House of Representatives, in General Court convened, That when any Sheriff, Deputy Sheriff, Constable, or other officer, shall, by virtue of any legal precept to him directed, attach any personal estate, and be put to trouble and expense in moving the same—or when any such officer shall, by virtue of such precept, arrest the body of any person, and find it necessary to have and procure assistance—the Court, when final Judgment may be rendered, on said precept, or action, shall have power to allow the officer, serving said precept, and performing said extra services, in addition to his legal fees, such sum, or sums, as said Court may deem just and reasonable; to be taxed in the bill of Cost—provided each item of said extra expense and trouble be noted by the officer who served said precept, on the back thereof.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT MORE EFFECTUALLY TO SECURE TO THE CITIZENS OF THIS
 STATE THEIR RIGHTS OF SUFFRAGE.

[Approved June 23, 1813. Original Acts, vol. 22, p. 33; recorded Acts, vol. 20, p. 100. Session Laws, June, 1813, p. 32. Laws, 1815 ed., p. 250. See acts of June 14, 1799, Laws of New Hampshire, vol. 6, p. 568; December 21, 1808, id., vol. 7, p. 737; June 28, 1809, id., p. 841; June 24, 1814, *post*; June 23, 1815, *post*; and July 1, 1825, Laws, 1830 ed., p. 421. Repealed June 26, 1827, id., p. 446.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that every male inhabitant of each town and parish with town privileges and places unincorporated, in this State, being a natural born or naturalized citizen of the United States, of twenty one years of age and upwards, excepting paupers and persons excused from paying taxes at their own request, shall have a right at the annual and other meetings of the inhabitants of said towns and parishes, to vote in the town or parish wherein he dwells and has his home.

Sec. 2. And be it further enacted, That the Selectmen of the several towns and parishes aforesaid shall lodge with the Clerk of the town or parish, and shall cause to be posted up in some public place or places within such town or parish, fifteen days prior to any town meeting for the choice of State and County officers, Representatives to Congress, or Electors of President and Vice President of the United States, an alphabetical list of all the legal voters in such town or parish; and it shall be the duty of the Selectmen to place on said list the name of any legal voter, which may have been omitted, on receiving satisfactory evidence thereof; And at every town meeting for the purposes aforesaid the town Clerk shall check on said list the name of each voter; and in case any person shall offer to vote, whose name is not on said list the moderator in presence of the Selectmen, whose duty it shall be to attend, shall decide whether such person be a legal voter, and if it be determined that such person is entitled to vote at said meeting, his name shall be entered on said list and checked in manner aforesaid; and the Selectmen and town Clerk shall assist in sorting and counting the ballots, but no other person shall in any wise interfere therewith. And it shall be the duty of the Moderator of any town meeting to cause the avenues to and from the place of voting to be kept clear so that the legal voters may have access thereto and pass without interruption.

Sec. 3. And be it further enacted, That the Selectmen of the several towns and parishes aforesaid, shall provide at the expense

of such towns and parishes, a suitable box or boxes, to receive the ballots of the legal voters, on which ballots shall be written or printed the name or names of the person or persons voted for; and the ballots shall be given in in the manner following, that is to say, each voter shall deliver his ballot to the Moderator in open town meeting, and the Moderator, on receiving the ballot, shall direct the town Clerk to check the name of the voter, on the list to be provided as aforesaid, and the Moderator shall, without inspecting the name or names of the person or persons voted for, examine the ballot so far as to determine whether the same contains more than one ticket, and if it do not, he shall place it in the balloting box; but if said ballot contains more than one ticket, the Moderator shall make it manifest to the meeting and reject the same.

Sec. 4. And be it further enacted, that it shall be the duty of the Moderator of any town meeting held for the choice of State and County officers, Representatives to Congress, or Electors of President and Vice President of the United States, to declare in open town meeting, at the close of the poll, the state of the vote or votes; and no ballot shall be received and counted after the state of the votes shall have been declared as aforesaid.

Sec. 5. And be it further enacted, That during the day on which any town meeting shall be holden, for the choice of State and County officers, Representatives to Congress, or Electors of President and Vice President of the United States, no inhabitant of any town or parish, who is entitled to vote therein, shall be liable to arrest on any civil process whatever.

Sec. 6. And be it further enacted, That the number of ballots for Governor, Councillor and Senator, shall be returned to the office of the Secretary of the State, on distinct pieces of paper, and the return shall be signed by the Town Clerk, and in substance in the form following, viz^t

“At a legal town meeting duly notified and holden at
on the day of in the year The following
votes were given in for which votes have been
declared in open town meeting.

A true copy of record

Attest

Town Clerk”

Sec. 7. And be it further enacted, That if any person, or persons, in any town in this State, shall directly or indirectly give spirituous liquors to the voters of any such town on the day of election, or at any prior or subsequent period and it shall be made to appear that the same was done with a view to influence the election, or as a treat for their suffrage, or the honors bestowed on any candidate in the election, such person shall be deemed and considered as guilty of a breach of this act, and be liable to pay a fine not exceeding forty dollars, to be recovered on complaint

before any Court of competent jurisdiction, or on indictment of the Grand Jury, before the Superior Court for the use of the County in which the offence is committed.

Sec. 8. And be it further enacted, That it shall be the duty of the town Clerk, in every town in this State, at the opening of every town or district meeting, when and where any of the foregoing officers are to be voted for, and before the business of such meeting is entered upon to read this act or cause it to be read in said meeting.

Sec. 9. And be it further enacted, That in balloting at any town meeting for State and County officers, the Moderator shall call for the ballots for Governor, Councillor, Senator, County Treasurer and Register of deeds, or so many of said officers as it shall be necessary to vote for at said meeting, to be given in on the same ticket, with the respective offices designated against the name of the person voted for; and the same mode shall be observed in voting for Representatives to Congress, and Electors of President and Vice President as is by this act provided in voting for State and County officers, with the exception that the votes for Electors of President and Vice President shall be brought in on one piece of paper or ticket, and those for Representatives to Congress on another. Provided, however, that in voting for all of the aforesaid officers, no person shall be obliged to vote for every officer to be elected.—

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT ENTITLED "AN ACT FOR ARRANGING, FORMING AND REGULATING THE MILITIA WITHIN THIS STATE, PASSED DECEMBER TWENTY EIGHTH A. D. 1808.

[Approved June 23, 1813. Original Acts, vol. 22, p. 34; recorded Acts, vol. 20, p. 106. Session Laws, June, 1813, p. 28. Laws, 1815 ed., p. 309. See the act referred to, Laws of New Hampshire, vol. 7, p. 753. Repealed by act of July 1, 1819, *post.*]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened that, when any Non-commissioned Officer or soldier shall think himself unable to perform military duty on account of bodily infirmity and shall obtain from a majority of the Selectmen of the town or place to which such Non-commissioned Officer or soldier belongs, and from the Surgeon or the Surgeons Mate of the Regiment to which he belongs, a Certificate from under their hands, that he is unable to perform military duty on account of bodily infirmity, (the nature of which infirmity shall be described in said Certificate) for such

term of time as they shall judge reasonable, not exceeding one year, which certificate obtained as aforesaid shall entitle such Non-commissioned Officer or soldier to exemption from military duty for the time in said Certificate specified.

Sec. 2. And be it further enacted, that any Surgeon, or Surgeon's Mate, or any Selectman of any town or place in this State, who shall demand, take or receive from any disabled person any money, or other compensation, for executing the Certificate aforesaid, shall forfeit and pay the sum of six Dollars for every such offence, to any person who shall sue for the same in any Court of competent jurisdiction.—

Sec. 3. And be it further enacted that all fines for Non-appearance on regimental, battalion or company Musters, or Trainings, as by law established, shall be collected in the same manner and form as fines for Non-equipments are provided to be collected by the thirty second section of the Act to which this Act is in addition.

Sec. 4. And be it further enacted that the forty fifth section of the act to which this act is in addition be & the same is hereby repealed.

Sect. 5th And be it further enacted That nothing in the twenty fourth section of the Act passed Decem^r 22^d A. D. 1808 shall be construed to affect or alter the rank of any company of cavalry previously established.—

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT ESTABLISHING THE TIMES AND PLACES OF HOLDING THE PROBATE COURT IN THE COUNTY OF GRAFTON—

[Approved June 23, 1813. Original Acts, vol. 22, p. 35; recorded Acts, vol. 20, p. 108. Session Laws, June, 1813, p. 20. Laws, 1815 ed., p. 206. See acts of July 3, 1829, recorded Acts, vol. 27, p. 111, and July 6, 1833, Session Laws, 1833, Chap. 121.]

Be it enacted by the Senate and House of Representatives in General Court convened, that, the Probate Court within and for the County of Grafton shall hereafter be holden at Haverhill on the third Tuesday in May, and the last Tuesday in February—at Plymouth on the second Tuesday in September, and the first Tuesday in November—at Hanover on the first Tuesday in June—at Bath on the first Tuesday in April, at Bridgewater on the first Tuesday in January—and at Enfield on the first Tuesdays in March July, August, October and December annually—

Sec. 2. And be it further enacted, that it shall be the duty of the Judge, and Register of Probate within and for the County of

Grafton to attend at the Several times and places mentioned in the preceeding section for holding said Probate Court, and the Judge of said Court may adjourn the same from day to day as he may consider necessary

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT, ESTABLISHING A SUPREME JUDICIAL COURT, AND CIRCUIT COURTS OF COMMON PLEAS.

[Approved June 24, 1813. Original Acts, vol. 22, p. 36; recorded Acts, vol. 20, p. 82. Session Laws, June, 1813, p. 5. Laws, 1815 ed., p. 73. See additional act of November 5, 1813, *post.* Repealed by act of June 27, 1816, Laws, 1824 ed., p. 173.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that there shall be a Supreme Judicial Court holden in the respective Counties in this State, at the times and places hereinafter mentioned; which said Court shall consist of a Chief Justice and two Associate Justices, and no more, each of whom shall, after the passing of this act, be appointed by the Governor & Council, and commissioned as the Constitution directs. And the said Court shall have all the Jurisdiction and powers by law now vested in the Superior Court of Judicature; and all regulations and provisions of existing laws, applicable to the Superior Court of Judicature, and not inconsistent with this act shall hereafter apply to the said Supreme Judicial Court. And that all judgments, orders, pleadings, records, processes, proceedings, matters and things whatsoever, now existing and remaining in said Superior Court of Judicature, shall be, and the same hereby are transferred to said Supreme Judicial Court, and may be proceeded on, enforced and carried into execution in said Supreme Judicial Court; and writs of review, scire facias, and all other writs, processes and proceedings whatsoever, founded thereon, or concerning the same, shall be had, sustained, taken cognizance of, prosecuted, tried and determined in said Supreme Judicial Court, in like cases and in the same manner as if the same had been judgments, orders, pleadings, records, processes, proceedings, files and matters of or in the said Supreme Judicial Court hereby established, and all such records & files shall be considered as records and files of the same Supreme Judicial Court, to all intents and purposes.

Sec. 2. And be it further enacted, That from and after the passing of this act, the said Supreme Judicial Court shall be holden annually, at Portsmouth and Exeter alternately, in & for the County of Rockingham on the fourth Tuesday of November; at Dover, on the third Tuesday of November, in and for the County

of Strafford; at Amherst and Hopkinton alternately on the second Tuesday of December, in and for the County of Hillsborough; at Keene and Charlestown alternately, on the third Tuesday of December, in and for the County of Cheshire; at Haverhill and Plymouth alternately, on the fourth Tuesday of December in and for the Counties of Grafton and Coos, by the Justices of the said Supreme Judicial Court, any two of whom shall constitute a quorum for holding the said Court, and discharging all the duties thereof at any of the times and places aforesaid, and it shall be the duty of said Justices, or any two of them to hold a special Court in and for the County of Coos, at Lancaster, in said County, for the trial of any indictment for any crime, which by the laws of this State, may be punished with death or imprisonment for life; and said Court shall be holden as soon as conveniently may be after such indictment be found; reasonable notice whereof shall be given to all concerned, by a Clerk of said Court, under the direction of the chief Justice thereof.

Sec. 3. And be it further enacted, that from and after the passing of this act the said Supreme Judicial Court shall be holden, annually, at Portsmouth on the third Tuesday of February and at Exeter on the third Tuesday of September, in and for the County of Rockingham; at Dover on the first Tuesday of February and first Tuesday of September in and for the County of Strafford; at Amherst on the first Tuesday of October and at Hopkinton on the third Tuesday of April, in and for the County of Hillsborough; at Keene on the third Tuesday of October and at Charlestown on the first Tuesday of May in and for the County of Cheshire; at Haverhill on the third Tuesday of May, and at Plymouth on the first Tuesday of November in and for the County of Grafton, and at Lancaster on the fourth Tuesday of May, in and for the County of Coos; by any one or more of the Justices of said Court.

Sec. 4 And be it further enacted, That all writs, recognizances, warrants, complaints, and every other matter and thing that should, after the passing of this act, be returned to, or entered at, the Superior Court of Judicature, at the times and places heretofore appointed; and all parties and persons, that may be required or directed to appear and attend after that time, at the aforesaid times and places of the aforesaid Superior Court of Judicature; and all actions, matters, and suits that may be pending in the same Superior Court on the day of passing this act; shall be returned to, entered, appear and attend, have day, be tried and determined, in the aforesaid Supreme Judicial Court, at the respective times and places established by this act, pursuant to the true intent & meaning thereof.

Sec 5. And be it further enacted, that whenever the said Supreme Judicial Court shall be holden by any one of the Justices thereof, it shall be lawful for any party thinking himself aggrieved

by any opinion, direction or judgment of the said Justice in any action or process of a civil or criminal nature, to alledge exceptions to the same at the term of said Court when such opinion, direction or judgment shall be given or pronounced; and such exceptions being reduced to writing in a summary mode, and presented to the Court before the adjournment thereof without day, and found conformable to the truth of the case, shall be allowed and signed by the Justice holding said Court; and thereupon all such action or process, in or upon which, judgment shall not have been rendered at the time of allowing such exceptions, shall be continued to the next term of said Court, to be holden in said County pursuant to the second section of this act, subject to the provisions hereinafter contained; and such action or process wherein exceptions shall be alledged to the final judgment of the Court thereon, shall likewise be continued in the same manner, and execution thereon shall be stayed, but without prejudice to any attachment made on the original writ, in any civil action. Provided, however, That no trial by jury shall be delayed or prevented, by the making or filing of exceptions to the opinion or judgment of the Court, upon any dilatory plea, or upon any question of law arising during the trial: and whenever it shall appear to the Court, that the exceptions, in or after the trial of any cause, are frivolous, immaterial, or intended for delay, judgment may be entered, & execution awarded or stayed on such conditions as the Court may deem reasonable, notwithstanding the allowance of the proceedings; and the Courts to which actions may be continued, upon exceptions filed and allowed, shall have cognizance thereof, and shall do therein what to law and justice shall appertain.

Sec. 6. And be it further enacted, that all indictments that may be found for any crime, which by the law of this State, may be punished with death, or imprisonment for life, and all motions and petitions for new trials, and all appeals from judgments or decrees of judges of probate, and all questions of divorce and alimony, questions of law on statement of facts agreed by the parties, or special verdicts, and all issues in law, shall be heard, tried and determined, exclusively in the Courts which are to be holden pursuant to the second section of this act, by two or more of the Justices of the said Supreme Judicial Court; and all appeals from the Circuit Courts of Common Pleas, and all other actions processes, matters and things, civil and criminal, whereof the Superior Court of Judicature hath heretofore had, or the said Supreme Judicial Court, by this act, hath cognizance, may be heard, tried and determined, subject to the provisions aforesaid, at the Court which may be holden by one or more Justices pursuant to the third section hereof.

Sec. 7. And be it further enacted, that whenever on actions, processes, issues and matters, which are by the provisions of this

act cognizable by the aforesaid Justices, or any two of them, all trials and decisions shall have been had at any Court provided by the second section of this act to be holden, any one of the said Justices may continue to hold the same Court, for the trial of all causes, actions and issues, which are cognizable by one or more of said Justices, pursuant to the provisions of the third section of this act.

Sec. 8. And be it further enacted, That whenever by sickness, accident, or any unforeseen cause the number of Justices requisite to hold terms of the said Court by the second section of this act, do not attend on the day appointed for holding said Court, that any one of said Justices may adjourn the Court from day to day, until a sufficient number of said Justices shall attend; or to the next stated term of the said Court, and that whenever by sickness, accident or any unforeseen cause, one of said Justices does not attend, at the several times and places appointed for holding courts by the third section of this act, the Sheriffs of the several Counties shall have power to adjourn the Court, from day to day, until a Justice shall attend.

Sec. 9. And be it further enacted, that all judgments rendered in said Supreme Judicial Court, may be reviewed in the same manner as causes are now reviewed in the Superior Court of Judicature. And all judgments heretofore rendered in said Superior Court of Judicature, and which shall be open to review at the time of the passing of this act, may be reviewed in the said Supreme Judicial Court, in the same manner as judgments rendered in said Supreme Judicial Court may be reviewed by the provisions of this act.

Sec. 10. And be it further enacted, That the Justices of said Supreme Judicial Court shall have power to appoint such and so many Clerks as shall be necessary, and to prescribe their respective duties; and the records of said Court shall be kept in the respective Counties.

Sec. 11. And be it further enacted, That the Justices of the Supreme Judicial Court shall have power from time to time to make such arrangements for holding said Court, pursuant to the third section of this act, as will, as far as may be, enable any Justice holding the same, in any County, to transact all the business which may be pending before said Court.

Sec. 12. And be it further enacted, That the Chief Justice of the said Supreme Judicial Court have and receive out of the Treasury of this State the sum of fifteen hundred dollars, annually, as a salary for his services as Chief Justice; and that each of the Associate Justices of said Court have and receive out of the Treasury of this State the sum of twelve hundred dollars, annually, as their respective salaries for their services as Justices of said Court; which salaries shall be paid in quarterly payments as the same become due, by warrant on the Treasurer of the State.

Sec. 13. And be it further enacted, That the Clerks of the said Supreme Judicial Court shall, at least twice in each year, account with and pay to, the Treasurer of this State, all sums of money by them received, in their aforesaid capacities, not otherwise appropriated by law; and it shall be the duty of the Justice presiding at any term of said Court, at the close thereof, to certify the account of the Clerk attending; and the Clerks of the said Supreme Judicial Court shall have and receive the same fees as the Clerk of the aforesaid Superior Court of Judicature now has and receives.

Sec. 14. And be it further enacted, That this State shall be, and hereby is, divided into two circuits, to be limited, known and called as follows, to wit: the Counties of Rockingham, Strafford, and Hillsborough, shall form one circuit, and be called the Eastern Circuit; the Counties of Cheshire, Grafton, and Coos, shall form one circuit, and be called the Western Circuit.

Sec. 15. And be it further enacted, That there shall be holden and kept in each County, in the circuits aforesaid, at such times and places as are hereinafter appointed, a Circuit Court of Common Pleas, to consist of one Chief Justice and two Associate Justices, each of whom shall be an inhabitant of the circuit within which he may be appointed a Judge; and when appointed and Commissioned, as by the Constitution is provided, they, or any two of them, shall be a Court in their respective Circuits, and shall have exclusive original jurisdiction of all civil actions arising or happening within their respective circuits, of what nature or species soever the same may be (excepting, however, such actions wherein the Supreme Judicial Court, or where Justices of the Peace, have original jurisdiction;) and shall also have jurisdiction of all such offences, crimes and misdemeanors, as before the passing of this act were cognizable by the respective courts of Common Pleas; and shall also have appellate jurisdiction of all civil actions, and of all crimes & offences, where an appeal may now by law be made from the sentence or judgment of a Justice of the peace to the Court of Common pleas; and the same Court are hereby fully authorized to give judgment, award execution, to administer all necessary and proper oaths and affirmations, and to do, execute, perform and order whatever by the constitution and laws it shall be their duty to do, or whatever the Courts of Common Pleas before the passing of this act were authorized to do: and the Justices of said Circuit courts of Common pleas shall respectively receive the same compensation for their services as the Justices of the Courts of Common Pleas now receive in their respective Counties, and be paid in the same manner; and the fees to be paid to the Clerks of the Circuit Courts of Common Pleas shall be, in all instances, the same as were before passing of this act payable to the Clerks of the Courts of Common Pleas.

Sec. 16. And be it further enacted, That all writs and processes,

issuing from the Circuit Courts of Common Pleas, shall be in the name of the State of New Hampshire, bear test of the Chief Justice, when not a party, and of one of the Associate Justices when the Chief Justice is a party, or his office is vacant; and where any two Justices are, for any reason, disqualified to sit in the trial of any action, the remaining Judge shall constitute a competent Court to try the same; and such writs and processes shall be under the seal of the said Court, and signed by the Clerk of the said Court to which the same may be returnable, and shall have force, be obeyed and executed in every County in this State; and all original processes shall be summons, *capias*, or attachment, and shall be served and returned in the same way and manner as is now provided by law for the service and return of similar processes: and the forms of all processes and executions shall be so far altered and changed as to conform to the provisions of this act.

Sec. 17. And be it further enacted, That any party aggrieved at the judgment of any Circuit Court of Common Pleas, in any real action, or in any personal action wherein said Court has not final jurisdiction, wherein any issue has been joined, except in cases of judgment on default, may, at any time, during the session of said Court, appeal therefrom to the next Supreme Judicial Court to be holden within and for the County where such judgment may be rendered, and no execution shall issue upon the Judgment appealed from; and in case the party appealing shall neglect to enter his appeal, the Court appealed to, may, upon complaint, render such judgment as law and justice may require.

Sec. 18. And be it further enacted, That in addition to the powers herein before enumerated, the said circuit Court of Common Pleas shall have final and exclusive jurisdiction of all personal actions wherein the sum demanded in damages does not exceed the sum of one hundred dollars, and said actions may be reviewed within the same time, and in the same manner that actions may now be reviewed in the Superior Court of Judicature.

And the Justices of said Court shall have power, from time to time, to make and establish all such rules for the entry of actions, and for the admission of attornies, filing pleas in abatement, and demurrers to declarations, and for the orderly and well conducting of the business of the Court, as they may deem proper, provided the same be not repugnant to the constitution and laws of this State.

Sec. 19. And be it further enacted, That the said Circuit Courts of Common Pleas shall have power to adjourn from time to time, as may be necessary: And when any of the Justices of the said Court shall be detained from attending at the time & place at which said Court by law or by previous adjournment was to have been holden, by means whereof there cannot be more than one of the said Justices present, then and in that case, any Justice of the same

Court being there present, shall constitute a quorum of the Court, for the purpose of making the docket, and all necessary orders touching any suit, action, process, pleadings, or proceedings, returnable to the said Court, or depending therein, preparatory to the hearing, trial, or decision of such action, suit, process, pleadings, or proceedings; and also for rendering judgments on defaults or confession, and on agreement of the parties; and also for adjourning the same Court if necessary, unto a further day, until a quorum can be convened; or if neither of the Justices of the same Court shall be present, the said Court may be adjourned by the Sheriff of the County, until a quorum can be convened, of which he shall make public notification, in writing, in the shire town in the County where the Court was then to be holden.

Sec. 20. And be it further enacted, That from and after the passing of this act, the Jurors now required to attend the Courts of Common Pleas in the respective Counties, shall be required to attend the several Circuit Courts of Common Pleas, in the same manner, and under the same penalties that they are now holden by law to attend the several Courts of Common Pleas, and shall hereafter give their attendance on such days of each term, as shall be directed by the Justices of the said Circuit Courts of Common Pleas respectively; and the writs of Venire Facias shall issue accordingly. And the records of said Court shall be kept in the respective Counties.—

Sec 21. And be it further enacted, That all actions, suits, matters and things, which are pending in the several Courts of Common Pleas in this State, and all writs, executions, warrants, recognizances, appeals and processes, which may issue previous to the first day of August next, returnable to, and which would have had day therein, had not this act been passed, shall be returnable to, and have day in, & be fully acted upon by the Circuit Courts of Common Pleas created by this act. And all parties, jurors, witnesses and others who are, or who would have been, holden to appear at the several Courts of Common Pleas, hereafter to be holden in this State, shall be holden to appear at the next Circuit Court of Common Pleas, created by this act in their respective Counties. And the said Circuit Court of Common Pleas, shall, in the respective Counties, have full power and authority to grant any executions to carry into effect any judgment rendered in the Courts of Common Pleas, now in existence, in the same manner as the said Courts might, had not this act been passed. And the Clerks of the several Courts of Common Pleas shall do and perform all the duties incident to the office of Clerk of the Circuit Court of Common Pleas, until the first session of a Circuit Court of Common Pleas in their respective Counties, or until the Justices of said Circuit Court of Common Pleas shall appoint their Clerks:

after which it shall be the duty of said Clerks of said Courts of Common Pleas to deliver over all records, files, and papers, appertaining to their respective offices, to the Clerks appointed in their respective Counties.

Sec. 22. And be it further enacted, That the Circuit Court of Common Pleas in the Eastern Circuit, shall be holden in the County of Rockingham, at Portsmouth, in said County, on the third Tuesday of January, and at Exeter in said County on the third Tuesday of August. In the County of Strafford, at Rochester in said County on the first Tuesday of January, and at Gilmanston in said County on the first Tuesday of August. And in the County of Hillsborough, at Amherst in said County on the second Tuesday of February, and at Hopkinton on the first Tuesday of September. And the Circuit Court of Common Pleas in the Western Circuit, shall be holden in the County of Cheshire, at Keene in said County on the third Tuesday of March, and at Charlestown in said County on the fourth Tuesday of September. In the County of Grafton, at Haverhill in said County, on the last Tuesday of February, and at Plymouth in said County on the second Tuesday of September;—And in the County of Coos, at Lancaster in said County on the Tuesday preceding the last Tuesday of February, and on the first Tuesday of September.

Sec. 23. And be it further enacted, That the Clerks of the aforesaid Circuit Courts of Common Pleas shall, immediately after each term of said Court in their respective Counties, account with and pay over to the respective County Treasurers all monies by them received for the use of the Counties; and it shall be the duty of the Justice presiding at each term of said circuit, at the close thereof, to certify the account of the Clerk attending.

Sec. 24. And be it further enacted, That all acts and parts of acts heretofore passed, within purview of this act, be, and the same hereby, are repealed.—Provided nevertheless, That the sixteenth section of this act shall not go into operation, or take effect, until the first day of August next.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED, AN ACT PRESCRIBING
 THE DUTY AND REGULATING THE OFFICE OF SHERIFF.

[Approved June 24, 1813. Original Acts, vol. 22, p. 37; recorded Acts, vol. 20, p. 109. Session Laws, June, 1813, p. 21. Laws, 1815 ed., p. 139. The act referred to is dated February 8, 1791, Laws of New Hampshire, vol. 5, p. 608. See act of June 22, 1814, *post*. Repealed by act of June 29, 1829, Laws, 1830 ed., p. 532.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the Sheriff of each County in this State now in Commission, and every Sheriff who may hereafter be legally appointed, shall have the custody, keeping and charge of the Gaol or Gaols in his County, and of the prisoners therein, and shall keep the same either by himself or his deputy, for whose doings he shall be accountable.

Sec. 2. And be it further enacted, That the Sheriff of each County in this State now in Commission, and every Sheriff who may hereafter be appointed (instead of the bonds which the act to which this act is an addition, requires) shall be required to give bonds with sufficient sureties in the sum of Thirty thousand dollars to the Treasurer of this State, for the faithful performance of the duties of his office in all parts thereof, except the Sheriff of the County of Grafton who shall be required to give Bonds in manner aforesaid in the sum of Twenty thousand dollars, and except the Sheriff of the County of Coos who shall be required to give Bonds in manner aforesaid in the sum of Ten thousand dollars, all which Bonds shall be made to the acceptance of the Justices of the Circuit Court of Common Pleas; a copy of which Bonds, so given, shall always be retained in the office of the Clerk of the Circuit Courts of Common Pleas for the same County—

Sec. 3. And be it further enacted, That the Justices of the Circuit Courts of Common Pleas in this State be and they hereby are authorised and required in the term of said Court which shall be in course in the several Counties in this State, on or next after the first day of August in the Year of our Lord one thousand eight hundred and thirteen, to give notice to the Sheriff of the County in which said Circuit Court should be holden as aforesaid, that, in pursuance of this act, he is required to make and renew his Bond agreeably to the first section hereof, and the Justices of the several circuit Courts of Common Pleas be, and they hereby are, authorised and required in the term of said Court which shall be held in course in the several Counties in this State, on or next after the first day of August annually, to consider of the sufficiency of the

security given by the Sheriff in their respective Counties in pursuance of this act, and in case they shall find and determine the same to be insufficient, they shall cause a record of such determination to be made by the Clerk of their Court, and shall also cause the Sheriff whose security shall be found insufficient to be served with an attested copy of such record, and shall require him to procure and give new security to the satisfaction of said Justices on or before the term of the Court next following the term in which said insufficiency shall be recorded as aforesaid, Provided that said Justices do not require in any case the penal sum of said Sheriff's bond to exceed the sum set forth in the second section of this act.

Sec. 4. And be it further enacted, That if any Sheriff now in commission, or if any Sheriff who may hereafter be appointed, shall neglect to give the new security, pursuant to this act, which may be required by the Justices of the Circuit Courts of Common Pleas, at their session to be holden in said Sheriff's County, the name of the Sheriff so neglecting to give or renew his security as aforesaid, shall be certified by said Justices to the Governor and Council of this State for the time being, and the Governor with the advice of the Council shall thereupon remove such Sheriff from his office, and appoint some other person in his stead, unless reasonable cause, to the satisfaction of the Governor and Council shall be assigned for said neglect, and unless such Sheriff whose name and neglect shall be certified as aforesaid, shall give or renew his security (as the case may be) to the satisfaction of the Governor and Council within twenty days after said Certificate shall be made as aforesaid.

Sec. 5. And be it further enacted, That whenever a vacancy of the office of Sheriff of any County in this State, arising from any cause whatever, shall happen, his deputy or deputies shall continue in office, and execute the same in the name of the said Sheriff until another is appointed and sworn into that office; provided the appointment be made at the next meeting of the Governor & Council, after such vacancy shall happen. And such Deputy or Deputies shall be hereby authorised in the name and at the responsibility of their said Sheriff, to complete all business which may have been entrusted to them previous, as well as subsequent, to the happening of such vacancy, until the appointment shall be made in manner aforesaid.—Provided also that such deputy or deputies shall not be authorised hereby to receive any business after the expiration of thirty days from the time such appointment shall have been made by the Governor and Council as aforesaid.—

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT, AUTHORIZING TWO JUSTICES OF THE PEACE, OF THE QUORUM, TO ADMINISTER THE OATH OR AFFIRMATION TO PERSONS IMPRISONED FOR DEBT, AND TO APPROVE OF BONDS BY THEM GIVEN.

[Approved June 24, 1813. Original Acts, vol. 22, p. 38; recorded Acts, vol. 20, p. 114. Session Laws, June, 1813, p. 25. Repealed by act of June 23, 1814, *post.*]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That from and after the passing of this act, any two justices of the peace, of the quorum, within and for the county in which they reside, shall hereby have power, and be fully authorized, in the same way and manner as the Justices of the Supreme Judicial Court, or Justices of the Circuit courts of Common Pleas, with a justice of the quorum, now are, to administer the oath or affirmation to any person imprisoned for debt, at any of the gaols within this State.

Sec. 2. And be it further enacted, That if the surety or sureties of any bond given by any prisoner committed for debt, agreeably to the laws of this State, be not approved by the creditor, his agent or attorney, who prosecutes or who prosecuted the Suit, any two Justices of the peace, of the quorum, within and for the county where such prisoner shall be so committed, may approve the same, in the same way and manner as the Justices of the Supreme Judicial Court, or Justices of the Circuit Courts of Common Pleas, with a justice of the peace, are now by law authorized to do.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED, "AN ACT TO CONTINUE IN FORCE AN ACT MADE AND PASSED DEC. 10, 1800, ENTITLED, AN ACT TO VEST IN SOLOMON ROBBINS THE PRIVILEGE OF BUILDING A BRIDGE OVER CONNECTICUT RIVER IN WESTMORELAND."

[Approved June 24, 1813. Original Acts, vol. 22, p. 39; recorded Acts, vol. 20, p. 116. See act referred to, Laws of New Hampshire, vol. 6, p. 672. See also act of December 14, 1808, *id.*, vol. 7, p. 718.]

Whereas a petition hath been presented to the Legislature representing that the toll established at said Bridge by the aforesaid

act was inadequate to the support thereof and praying that the same may be raised; which appearing reasonable—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the first day of September next, instead of the tolls now authorized by law to be received for passing said Bridge, it shall be lawful to demand at the same the rates following, viz^t, for each foot passenger two cents; for each horse and rider six cents, and each additional rider one cent; for each chaise, chair, sulkey, or other pleasure carriage drawn by one horse only sixteen cents; for each chariot, phaeton, coach or other four wheeled carriage for passengers drawn by two horses only, twenty five cents, if drawn by four horses thirty cents; for each cart or waggon drawn by one beast ten cents, if by two beasts, sixteen cents, by three beasts, twenty cents, and if by four, twenty five cents; for each pleasure sleigh drawn by one horse, eight cents, if drawn by two horses, twelve cents; for each sleigh or sled drawn by four oxen or horses, twenty cents, and for each additional beast three cents; for each horse without a team or rider three cents; for mules and neat cattle two cents each, and for sheep and swine, one half cent each—and to each team one person only shall be allowed as a driver to pass free of toll.—

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED DURING THIS SESSION.]

1813, June 15.

Whereas Nathaniel A. Haven, John Peirce, John Goddard, and others, their associates, "Proprietors of Portsmouth Library," have petitioned the Legislature for permission to build a room, for their use, and at their own expense, of suitable dimensions to contain said Library, in the Southwest corner of the lower, or ground, floor of the State-House, in Portsmouth; the prayer of which petition appearing reasonable;

Therefore,

Resolved, by the Senate and House of Representatives in General Court convened, That the "Proprietors of Portsmouth Library" be, and they hereby are, permitted to build a room, for the purposes aforesaid, on the lower, or ground, floor of the State-House, in Portsmouth, of such suitable dimensions as the Selectmen of said Portsmouth, or a major part of them, may agree to. Provided the same be done without any expense to the State.—

[House Journal, 1812, p. 427. Senate Journal, June Session, 1813 (printed copy), p. 65.]

1813, June 15.

Resolved, that whenever any hearing shall be assigned by the Legislature on petitions for Grants, new Trials &c. the parties shall be heard by a Committee of fifteen from the House to be joined by the Senate,

this Committee on the part of the House, shall be nominated by a Committee of five appointed by the Speaker; and this Committee shall report to the House a statement of facts as they appear before them, and express their opinion whether it be expedient or inexpedient, to grant the prayer of each petition respectively.

[House Journal, 1812, p. 428. Senate Journal, June Session, 1813 (printed copy), p. 66.]

1813, June 16.

Resolved that the inhabitants of the town of Roxbury be and they hereby are empowered to send a Representative to the General Court of this State until the Legislature thereof shall otherwise order.

[House Journal, 1812, p. 435. Senate Journal, June Session, 1813 (printed copy), p. 69.]

1813, June 23.

Resolved, that Philip Carrigain be released, from the claim, which the State has against him for five hundred copies of a Map of this State, on the following conditions Viz^t—That the said Carrigain deliver to the Secretary of this State, on or before the first day of December next, two hundred and fifty Copies of a Map of this State, correctly engraved and properly executed, agreeably to the original plan, protracted from the surveys of the several towns.—Provided, however, that said Map may be engraved, upon a scale, conforming to a specimen which said Carrigain has exhibited, to the Legislature for which he shall be allowed such sum as the Legislature may deem a fair and equitable price, to be deducted from a note signed by said Carrigain, and others, dated October 1, 1807, for the sum of 5000 dollars with interest;—And that he lodge with the Secretary of this State the original plan of the whole State, on or before the first day of December next—and provided the said Carrigain shall not comply with these conditions, that the Treasurer of this State be, and he hereby is authorized, to collect said note; said Carrigain to be entitled to the copy right, provided he complies with the conditions aforesaid—

[House Journal, 1812, p. 490. Senate Journal, June Session, 1813 (printed copy), p. 97.]

1813, June 23.

Resolved, By the Senate and the House of Representatives in General Court convened, that from and after the passing of this Resolve—The Military Guard, which may be employed by the Directors of the State Prison, for the safe keeping of the Prisoners thereof—be and they hereby are exempted from doing and performing military duty, any law to the contrary notwithstanding—

[House Journal, 1812, p. 491. Senate Journal, June Session, 1813 (printed copy), p. 99.]

1813, June 24.

Resolved, that the Selectmen of the several towns and places in this State be, and they hereby are, directed to insert expressly in the warrant for calling the annual Town meeting, on the second Tuesday in March next, among other purposes of the meeting, this article, viz. To take the sense of the qualified voters on the subject of a revision of the Constitution, and make return thereof to the then next Session of the General Court, and that a copy of this resolve be seasonably sent to the Selectmen of the several Towns and places in this State, and that the Secretary cause this resolve to be published in the several Newspapers printed in this State as soon as may be.—

[House Journal, 1812, p. 501. Senate Journal, June Session, 1813 (printed copy), p. 106.]

1813, June 24.

Resolved that His Excellency the Governor be and he hereby is authorized to draw on the Treasurer for the sum of fifteen hundred Dollars for the purpose of furnishing materials, tools and other necessary expenses for the State Prison the ensuing year, subject to the orders of the Warden of said Prison under such regulations as are prescribed in the Act providing for the regulation and government of said prison.

[House Journal, 1812, p. 500. Senate Journal, June Session, 1813 (printed copy), p. 105.]

1813, June 24.

Whereas, the citizens of each and every of these United States, have a constitutional right to expect of the Government ample provision for their security and protection, particularly in time of war; no political maxim being sounder than, that a perfect system of defence should precede any attempt at conquest:

And whereas, this Legislature is informed, that while a powerful enemy is blockading the whole extent of our sea coast, and destroying our towns, most of the troops of the United States are withdrawn from the protection of our maritime frontier, for the purpose of foreign invasion and conquest, by which the citizens of this State are greatly exposed and endangered:

And whereas, this Legislature are not informed of the extent of the protection, which it may please the General Government to afford the citizens of this State, and are conscious that this duty of protection devolves on the State Government, in default of the Government of the United States:

And whereas, under a view of these considerations, the inhabitants of Portsmouth have applied to this Legislature for assistance and protection: Therefore,

Resolved, That his Excellency the Governor be, and he hereby is, requested, in case of any actual invasion of this State, or any well grounded apprehension thereof, to call forth such portion of the regular

militia as may be necessary to prevent such invasion, or promptly to repel it. And His Excellency is hereby impowered, in case he may judge it necessary, to order forth the militia, to distribute the arms and ammunition, belonging to this State, or under its controll, in such way and manner, and to such persons, as he may deem proper; provided such arms be returned, when the militia are disbanded. And for defraying any expense of calling out the militia for the purposes aforesaid, the Governor is hereby authorized and empowered to draw on the Treasury of this State for a sum, not exceeding ten thousand dollars, and the said sum is hereby appropriated for that purpose: And the Treasurer is hereby authorized to borrow on the credit of this State, such sum as may be necessary for discharging said expences, not exceeding the said sum of ten thousand dollars.

[House Journal, 1812, p. 504. Senate Journal, June Session, 1813 (printed copy), p. 108.]

1813, June 24.

Resolved, that Doctor Nathan Smith, have and receive to his own use the amount of the rent of the six rooms, which are usually rented, in the medical building at Hanover, until it shall amount to the sum of eleven hundred and nine dollars and fifty-two cents with the interest of that sum from this time, calculating the interest on so much of said sum as shall from time to time remain unpaid, reckoning the rent of said rooms at the rate, for which rooms in the vicinity of Dartmouth college are usually rented—in proportion to the value of their rent—it appearing that said Smith hath expended that sum from his own property, towards erecting and completing said Medical building—Reserving to the State of New Hampshire the liberty of paying to the said Smith, his heirs or assigns the aforesaid sum with interest, or such part thereof as may be due at any time & receiving said rates to the use of Said State after the payment of said sum with interest aforesaid.

[House Journal, 1812, p. 497. Senate Journal, June Session, 1813 (printed copy), p. 108.]

[*Second Session (Special) Held at Concord, October 27, 28, 29, 30; November 1, 2, 3, 4, 5, 1813.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF NOAH COOKE JR TO THAT OF NOAH ROCKWOOD COOKE—

[Approved November 3, 1813. Original Acts, vol. 22, p. 40; recorded Acts, vol. 20, p. 119.]

Be it enacted by the Senate and house of Representatives in General Court convened; that from and after the Passing of this Act, Noah Cooke J^r of Keene in said State, shall be known and Called by the name of Noah Rockwood Cooke, any Law or usage to the contrary notwithstanding

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT, FOR ARRANGING, FORMING AND REGULATING THE MILITIA WITHIN THIS STATE, PASSED DECEMBER 22^d 1808"—

[Approved November 5, 1813. Original Acts, vol. 22, p. 41; recorded Acts, vol. 20, p. 118. Laws, 1815 ed., p. 310. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 753.]

Sect 1st Be it enacted by the Senate and the House of Representatives in general Court convened—That the commissioned officers shall be severally armed with a sword or hanger, and that all officers whose duty it is to be mounted on horse back, shall be armed with a sword and pair of pistols, any law to the contrary notwithstanding—

Sect 2^d And Be it further enacted—That so much of the fifth paragraph in the Sixth Section of the act to which this act is in addition, as is in the following words, "to wit" "That the commissioned Officers shall be severally armed with a sword or hanger and esponton" be and the same is hereby repealed—

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
DUNSTABLE COTTON AND WOOLLEN MANUFACTORY.

[Approved November 5, 1813. Original Acts, vol. 22, p. 42; recorded Acts, vol. 20, p. 120.]

S 1. Be it enacted by the Senate and House of Representatives in General Court convened that James T. Lund Jesse Bowers & Daniel Abbot—and their associates successors and assigns shall be, and they hereby are erected a corporation and body politic by the name and stile of the Dunstable Cotton and Woolen Manufactory, and by that name may sue and be sued, plead and be impleaded, defend and be defended to final judgment and execution and also may make have and use a common seal and the same at pleasure may break alter and renew.

Sect. 2. And be it further enacted, that the said corporation shall have power and hereby is authorised to carry on the manufactory at Dunstable of Cotton and Wool and the business necessarily connected therewith and may erect any dam or dams, mill or mills works and buildings necessary for the carrying on the manufactories aforesaid and the business necessarily connected therewith.

Sect. 3. And be it further enacted, that said corporation may be lawfully seised and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said manufactory and the business therewith connected, and the same may sell bargain and dispose of at pleasure. Provided, that such real estate shall not exceed in value the sum of Ten thousand dollars; and such personal estate shall not exceed in value the sum of Thirty thousand dollars.

Sect. 4. And be it further enacted, that the persons above named or any three of them may by an advertisement in any publick news-paper printed in the County of Hillsborough call a meeting of said corporation to be holden in Dunstable at any suitable time and place after twenty five days from the publication of said advertisement, and the members of said corporation by the vote of a majority of those present or represented at said meeting (in all cases allowing and accounting one vote to each single share) shall choose a Moderator to govern s^d meeting, also a Clerk who shall be sworn by a Justice of the peace for the County of Hillsborough, to the faithful performance of his duty, a Treasurer and such other officers as may appear necessary for the management of the business and concerns of said corporation, and shall agree on the manner of calling future meetings and at the same or any sub-

sequent meeting may make and establish any rules and regulations, for regulating said corporation, and the same rules and regulations may cause to be kept and executed and for any breach thereof may order and enjoin fines and penalties, not exceeding the sum of twelve dollars for one offence. Provided such rules and regulations are not repugnant to the laws and constitution of this state. And all agents or proxies at any meeting, shall be authorised by an instrument in writing signed by the person by whom they are appointed, which shall be filed and recorded, by the Clerk; provided that no member of the corporation shall be allowed more than six votes.

Sect. 5. And be it further enacted that the property of said Corporation shall be divided into one hundred shares and shall be numbered in progressive order beginning at number one, and every original Owner thereof shall have a certificate under the seal of said Corporation and signed by the Treasurer, certifying his property in such share or shares as shall be expressed in said certificate

Sect. 6. And be it further enacted that any share or shares may be alienated by the proprietor thereof, his heirs executors or administrators by a deed under the hand and seal of him or them, acknowledged before some Justice of the peace, and recorded by the Clerk in a book to be kept for that purpose; and any purchaser named in such deed so recorded shall on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid certifying the property in such share or shares to be in such purchaser.

Sect. 7. And be it further enacted that whenever any member of said corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon by said corporation, to their Treasurer within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at publick vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly advertising in one or more publick newspapers, printed in the county of Hillsboro (if any such there be) and in such other way as the said corporation may direct, the sum due on said share or shares and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares so sold, to the person purchasing the same, and on producing a certificate of such sale, from the Treasurer to the Clerk of said Corporation, the name of such purchaser with the number of the shares sold shall be by the Clerk entered on the books of said corporation and such person shall be considered to all intents and purposes the proprietor thereof, and the overplus (if any there be) shall be paid on demand by the Treasurer to the person whose share or shares were so sold.

Sect. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said corporation and the same shall be returned not satisfied the original plaintiff in the action wherein the said execution was awarded and issued or his executor or administrator may sue out a writ of scire-facias from the court who rendered said judgment, against such person or persons as are or were proprietors of said corporation at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods and estate of any deceased member of said corporation in the hands of his or their heirs, executors or administrators with additional costs and damages.

Sect. 9. And be it further enacted that this act shall be deemed and taken to be a publick act, and as such may be declared upon and given in evidence in any Court of Law without specially pleading the same. Provided always that the Legislature may from time to time hereafter upon due notice to said Corporation make such further provision and regulations for the management of the business of said corporation and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

Sect 10. And be it further enacted that the capital stock actually employed in said factories shall be exempt from taxation for the term of five years from the Commencement of their operation. Provided the sum so exempted from taxation shall not exceed the sum of Twenty thousand dollars.

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE ROCKINGHAM BANK—

[Approved November 5, 1813. Original Acts, vol. 22, p. 43; recorded Acts, vol. 20, p. 127. See additional acts of June 21, 1832, id., vol. 29, p. 7, and December 17, 1852, Session Laws, 1848-52, Chap. 1346.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, That James Rundlet, William Garland, Samuel Sheafe, Robert Rice, Samuel Lord, and Charles Coffin and their associates, and those who may hereafter become associates, in the said Bank, their successors and assigns, shall be and hereby are, created and made a corporation by the name of "The Rockingham Bank", and shall so continue from the first day of January next, until the expiration of twenty years next following, and by that name shall be and are hereby made capable in law, to sue and be sued, plead and be impleaded, defend and be

defended, in any Courts of record, or any other place whatever; and also to make, have & use a common seal, and the same again at pleasure to break, alter and renew; and also to ordain establish and put in execution such bye-laws, ordinances and regulations, as to them shall appear necessary and convenient for the government of said Corporation and the prudent management of their affairs; Provided such bye-laws, ordinances and regulations shall in no wise be contrary to the laws and Constitution of this State, and the said Corporation shall always be subject to the rules, restrictions, limitations and provisions herein prescribed—

Sec. 2^d And be it further enacted, That the capital stock of the said Corporation shall consist of a sum not less than one hundred thousand dollars, nor more than two hundred thousand dollars in specie, and shall be divided into two thousand shares; and the stockholders at their first meeting, shall, by a majority of votes, determine the amount of the payments to be made on each share, and the time when the same shall be made, and also the mode of transferring and disposing of the stock and profits thereof; which, being entered on the books of said Corporation, shall be binding on the stockholders, their successors and assigns; Provided that no stockholder shall be allowed to borrow at said Bank, untill he shall have paid in his full proportion of said one hundred thousand dollars at least. And said Corporation are hereby made capable in law to have, hold, purchase, and receive, possess enjoy and retain to them, their successors and assigns, lands, rents, tenements and hereditaments to the amount of fifty thousand dollars, and no more, at any one time, with power to bargain, sell and dispose of the same lands, tenements and hereditaments, and to loan and negotiate their monies and effects, by discounting on banking principles on such personal security as they shall think advisable—

Sec. 3^d. And be it further enacted. That the following rules limitations and provisions shall form and be the fundamental articles of said corporation—

First. That the said corporation shall not issue and have in circulation at any one time bills, notes, or obligations to a greater amount than twice their stock actually paid in, in addition to the simple amount of the monies deposited in said bank for safe keeping and in case of any excess the directors under whose administration the same may happen and each and every stockholder shall be jointly and severally liable in his private capacity for the payment of all the bills issued by said corporation in an action of debt before any Court of competent jurisdiction; but this shall not be construed to exempt said Corporation, or any estate, real or personal, which they may hold as a body corporate from being liable for and chargeable with such excess—

Second. That the corporation shall not vest, use or improve any of their monies, goods, chattles or effects in trade or commerce,

but may sell, all kinds of personal pledges, lodged in their hands, by way of security to an amount sufficient to reimburse the sum loaned.—

Third. None but a member of said Corporation, being a citizen of this State, and resident therein, shall be eligible for a Director; and the Directors shall choose one of their number to act as President—The Cashier before he enters on the duties of his office, shall give bond with two surities, to the satisfaction of the board of Directors, in a sum not less than ten thousand dollars, with condition for the faithfull discharge of the duties of his office—

Fourth. That for the well ordering of the affairs of said Corporation a meeting of the Stockholders from and after their first meeting, shall be held at such place as they shall direct, on the first Monday in January annually; and at any other time during the continuance of said Corporation, at such place as shall be appointed by the President and Directors for the time being, by public notification, given at least one week previous thereto; at which annual meeting there shall be chosen by ballot seven Directors, to continue in office for a year ensuing their election; and the number of votes to which each Stockholder shall be entitled, shall be according to the number of shares he shall hold; in the following proportion, that is to say, for one share, one vote, and every two shares above one, shall give a right to one vote more, provided, no one member shall have more than thirty votes, and absent members may vote by proxy, being authorized in writing. Provided, however, that no one proxy shall vote for more than four stockholders.—

Fifth. No Director shall be intitled to any emolument for his services, but the stockholders may make the President such compensation as to them shall appear reasonable.—

Sixth. No less than four directors shall constitute a board for the transaction of business, of whom the President shall always be one, except in case of sickness, or necessary absence; in which case the Directors present may choose a chairman, for the time being, in his stead.—

Seventh. All bills issued from the Bank aforesaid and signed by the President and Cashier shall be binding on said Corporation.

Eighth. The Directors shall make half yearly dividends of all profits, rents, premium and interest of the Bank aforesaid—

Ninth. The Directors shall have power to appoint a Cashier, Clerks and such other officers for the carrying on of the business of said Bank, with such Salaries as to them shall seem meet.—

Sec. 4. And be it further enacted, That the said Bank shall be established and kept in the town of Portsmouth.—

Sec. 5. And be it further enacted, That the persons herein before named, or any three of them, are authorised to call a meeting of the members and Stockholders of said Corporation, as soon

as may be, at such time and place as they may see fit, by giving public notice thereof, at least one week prior to the time of meeting, in one of the Portsmouth newspapers, for the purpose of making, ordaining and establishing such bye-laws, ordinances and regulations, for the orderly conducting the affairs of said Corporation, as the said Stockholders shall deem necessary; and for the choice of the first board of Directors, and such other officers as they shall see fit to choose.—

Sec. 6. And be it further enacted. That any person specially appointed by the Legislature of this State, for the purpose, shall have a right to examine into the affairs of the Bank, at all times and have access to the Bank books.—

Sec. 7. And be it further enacted. That if at any time the said Corporation shall have issued and have in circulation bills, notes, or obligations to a greater amount than twice their stock actually paid in, in addition to the simple amount of all the monies deposited in said Bank, then the Legislature on giving reasonable notice to the Directors of the said Bank for the time being, shall be fully authorised to repeal this act. •

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE & IMPOWER REBECCA WHITE & SAMUEL WHITE, ADMINISTRATORS TO THE ESTATE OF NATHANIEL WHITE, TO CONVEY BY DEED, FIFTY ACRES OF LAND, TO ELIJAH LAITON, HIS HEIRS OR ASSIGNS.

[Approved November 5, 1813. Original Acts, vol. 22, p. 44; recorded Acts, vol. 20, p. 132.]

Whereas Nathaniel White late of Lancaster in the County of Coos & State aforesaid, Esquire, deceased, in his life conveyed by deed to Elijah Laiton of said Lancaster, fifty acres of land, being part of lot numbered three in the ninth range, drawn to the original right of Samuel Marble, that after the execution of said deed, and before the same was recorded, said Laiton's house took fire, and with it was destroyed said deed, and that said Nathaniel White soon after died without making out another deed to said Laiton; wherefore the administrators and heirs to the Estate of said Nathaniel White, pray that said administrators be authorized & empowered to convey by deed said fifty acres of land, to said Elijah Laiton, his heirs or assigns: the prayer of which Petition being reasonable & being consented to by said administrators & heirs at law of said Nathaniel White: Therefore,

Be it enacted by the Senate and House of Representatives in

General Court convened, that said Rebecca White & Samuel White, administrators as aforesaid, be, and they are hereby authorised & impowered to convey to the said Elijah Laiton, his heirs or assigns, by a good, sufficient, & legal conveyance all the right, title, interest, property, estate, claim and demand which the said deceased in his life time had, and conveyed to said Laiton as aforesaid.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED "AN ACT REGULATING FEES," PASSED, DECEMBER 16, 1796—

[Approved November 5, 1813. Original Acts, vol. 22, p. 45; recorded Acts, vol. 20, p. 132. Session Laws, November, 1813, p. 12. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 381. Repealed by act of December 23, 1820, *post.*.]

Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the passing of this act, all Witnesses, who shall attend the Supreme Judicial Court, or either Circuit Court of Common Pleas, or any Court of Probate, within this State, shall be allowed, for each days attendance, at either of the Courts aforesaid, the sum of seventy five cents, instead of forty cents, as is provided in the act aforesaid—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT REGULATING PROCESS AND TRIALS IN CIVIL CAUSES" PASSED FEBRUARY 9TH 1791.

[Approved November 5, 1813. Original Acts, vol. 22, p. 46; recorded Acts, vol. 20, p. 134. Session Laws, November, 1813, p. 9. Laws, 1815 ed., p. 109. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 621. See acts of, June 29, 1825, Session Laws, 1825, Chap. 37; July 7, 1826, id., 1826, Chap. 61; and January 2, 1829, id., November, 1828, Chap. 94.]

SECT 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that when the real estate of any person or persons in this state shall be attached on mesne process, by virtue of any writ, or precept, the officer making such attachment shall in addition to the duties now by law required of such officer, leave a true and attested copy of such writ or precept, to-

gether with a true and attested copy of his return thereon, with the town clerk of the town or place, in which such real estate lies, and the attachment of such real estate shall not be deemed and considered as made, until such attested copy and return shall have been left in manner aforesaid, and in case there be no town clerk in such town or place, then the officer, making such attachment, shall leave within ten days after such attachment shall have been made, a copy of such writ or precept, and return, as before required, with the Clerk of the Circuit Court of Common Pleas in the county where such estate lies; and in such case the attachment shall not be considered as made until such attested copy shall have been left with such Clerk in manner aforesaid: Provided, however, that the return of the officer shall always be deemed and taken as sufficient evidence, that such attested copy, as aforesaid, has been left with the town Clerk, or Clerk of the Circuit Court of Common Pleas, as in this act required.

Sect. 2. And be it further enacted, that it shall be the duty of such town-Clerk or Clerk of the Circuit Court of Common Pleas, to receive such copy and return, and to minute thereon, the time when such copy is received, and to keep the same on file for which services he shall be entitled to receive of such officer the sum of Seventeen cents: and the officer making such attachment, and leaving such copy, shall be entitled to tax, in addition to his other fees, the travel from the place where such attachment is made, to the office of such town Clerk, or Clerk of the Circuit Court of Common Pleas, and also for such copy, at the rate allowed by the laws now in force for copies of deeds.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT FOR PREVENTING FRAUDS IN THE TRANSFER OF REAL ESTATE—

[Approved November 5, 1813. Original Acts, vol. 22, p. 47; recorded Acts, vol. 20, p. 135. Session Laws, November, 1813, p. 8. Laws, 1815 ed., p. 195. See act of December 7, 1816, *post*. Partly repealed by the acts of July 3 and July 4, 1829, Laws, 1830 ed., pp. 101, 486.]

Section 1st. Be it enacted by the Senate and House of Representatives in General Court convened. That all executions that shall be served and satisfied, in whole or in part by being levied on any real estate, the creditor therein mentioned shall cause the same to be entered and recorded at length, with the return in the registry, or records of deeds in the same County in which such real estate shall be And the original execution shall be afterwards

returned into the office from whence it issued, and no levy of execution on any lands, tenements, or hereditaments in this state, wherein the judgment debtor or debtors shall have any greater estate or interest, than a term of seven years, shall be good and effectual in law, to hold or pass such debtors right or interest in such lands tenements or hereditaments against any person or persons unless the execution with the return thereof be recorded in the manner aforesaid before such execution is returned to the office from whence it issued—

Sect 2—And be it further enacted, That no title or estate in fee simple, fee tail, for term of life or any lease for more than seven years from the making thereof, of any lands, tenements, or hereditaments within this state, shall be defeated, or encumbered by any bond, or other deed, or instrument of defeasance hereafter to be made, in the hands or possession of any person, unless such bond, deed, or other instrument of defeasance be recorded at length, in the registry of deeds in which the original deed referred to in said bond, deed, or other instrument of defeasance shall have been recorded—

Section 3^d And be it further enacted, that the fees to be received by the register of deeds for recording, or certifying or other service required by this act, shall be regulated by the table of fees already provided—

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED AN ACT TO INCORPORATE A BAPTIST SOCIETY IN THE TOWN OF DEERFIELD IN THE COUNTY OF ROCKINGHAM AND STATE OF NEWHAMPSHIRE PASSED JUNE 20TH ANNO DOMINI 1794

[Approved November 5, 1813. Original Acts, vol. 22, p. 48; recorded Acts, vol. 20, p. 137. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 194.]

Whereas, the Corporation, by inattention and neglect have lost and forfeited their preveleges therein secured, by not holding their first meeting as directed in the act aforesaid

Therefore be it enacted by the Senate and House of Representatives in General Court convened—That Thomas Jenness and Thomas Robertson or either of them, be and they hereby are authorised and empowered, to call a meeting of said Society some time in the month of December next, by giving the same notice, as heretofore required in their act of incorporation aforesaid, when they Shall be entitled to all the immunities and privileges, secured to them by their Act of incorporation aforenamed

[CHAPTER 10.]

State of }
 New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT ESTABLISHING A SUPREME JUDICIAL COURT AND CIRCUIT COURTS OF COMMON PLEAS, PASSED THE TWENTY FOURTH DAY OF JUNE A. D. 1813.

[Approved November 5, 1813. Original Acts, vol. 22, p. 49; recorded Acts, vol. 20, p. 138. Session Laws, November, 1813, p. 5. Laws, 1815 ed., p. 81. See act referred to, *ante*, p. 251. Repealed by act of June 27, 1816, *post*.]

SECT. 1. Be it enacted by the Senate & House of Representatives in General Court convened, that the Clerk of the late Superior Court of Judicature shall be deemed and taken to be Clerk of the Supreme Judicial Court, established by the act to which this is an addition until an appointment shall have been, or shall be duly made by the said Supreme Judicial Court, and the person so appointed, qualified to discharge the duties of said office. And the said Supreme Judicial Court shall have power, to make all the necessary arrangements as soon as circumstances will permit for the keeping of the records of the Supreme Judicial Court in the several Counties; and the said Supreme Judicial Court may authorise any Clerk of the Circuit Court of Common Pleas in any county, or any other person, whom they may appoint, to keep and certify the records, proceedings, and doings of the Supreme Judicial Court in such county.

SECT. 2 And be it further enacted, that the appointment of Clerks and the admission of Attornies shall be vested in, and exclusively exercised by the said Supreme Judicial Court, holden by all or any two of the Justices thereof.

SECT. 3. And be it further enacted, that whenever all or any two of the Justices of the Supreme Judicial Court shall attend at any term, or at any time during the session of the Supreme Judicial Court, which may be holden by any one of the said Justices pursuant to the third section of the act to which this is an addition, the said Justices so attending and holding said Court, shall have cognizance of all matters and things whatsoever whereof they may have cognizance at any court to be holden by virtue of the second section of said last mentioned act; provided, nevertheless, that all questions of law shall be decided at the law Term, except by consent of parties interested in such question.

SECT. 4. And be it further enacted, that executions and process, issuing from and made returnable to the Supreme Judicial Court may, if the said Court shall think proper, be made returnable to a term of said Court which shall commence after the next

term, that is to say, to the second term and not to the Court next to be holden in the same county, provided the said next Term be a law Term.

Sect. 5. And be it further enacted, that whenever it shall happen that in consequence of any legal disqualification of one or more of the Justices of the said Supreme Judicial Court, there shall not be a quorum of said Justices for the trial of any cause pending in said Court, any one of said Justices not disqualified as aforesaid shall be and hereby is empowered to hear, try and determine such cause, and to make any order relative thereto, and award execution thereon in the same manner as the Justices of said Court might do if Present—any law to the contrary notwithstanding.

Sect. 6. And be it further enacted, that whenever the said Supreme Judicial Court shall be holden by any one of the Justices thereof, such Justice may render judgment in any cause that may be depending in said Court on demurrer, if it shall appear to the said Justice, that such demurrer shall have been or shall be made for the purpose of delay, or for frivolous and immaterial causes.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT IN AMENDMENT OF THE LAWS NOW IN FORCE DIRECTING AND REGULATING THE APPOINTMENT AND CHOICE OF GRAND AND PETIT JURORS.

[Approved November 5, 1813. Original Acts, vol. 22, p. 50; recorded Acts, vol. 20, p. 140. Session Laws, November, 1813, p. 11. Laws, 1815 ed., p. 125. This act repeals one section of the act dated December 10, 1800, Laws of New Hampshire, vol. 6, p. 677. See acts of December 6, 1800, id., p. 655, and December 20, 1808, id., vol. 7, p. 731. Repealed July 4, 1827, Laws, 1830 ed., p. 464.]

Sect. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, it shall be the duty of the Selectmen of each town parish and place (having the privileges and power of towns) within this state to make out a list of the names of all persons living within their respective limits, qualified in the opinion of the select men to serve as grand and petit Jurors, each of whom shall have an estate of freehold of seven dollars per annum, or other estate to the value of two hundred dollars; and shall choose out of such list one fourth part of the number of names, contained therein of such persons as they shall deem most suitable, to serve as Grand and Petit Jurors, in the Supreme Judicial Court, and Petit Jurors, in the Circuit Court of Common Pleas, and shall write their names on separate pieces of paper and put them into one box, to be by said

select-men provided for that purpose, which box shall be delivered to the town or parish Clerk to be by him kept under lock.

Sect 2. And be it further enacted, that the issuing of the Venire-facias, and the method of appointing the grand and petit jurors to attend the Supreme Judicial Court and the petit Jurors to attend the Circuit Court of Common Pleas (all of whom to be drawn out of the same box provided as aforesaid) shall be in the same manner, varying the circumstance of all the Jurors' names being drawn out of one box only, as is now provided by Law for issuing the Venire facias and appointing the grand and petit Jurors to attend the Supreme Judicial Court, and appointing the petit jurors to attend the Circuit Court of Common Pleas.

Sect. 3. And be it further enacted that the fourth section of the act entitled "An act making compensation to Grand and Petit Jurors, passed December 10th 1800 be and the same is hereby repealed. Provided however, that this act shall not take place or have effect until the first day of February one thousand eight hundred and fourteen.

[TWENTY-THIRD GENERAL COURT.]

[*Held at Concord, One Session, June 1, 1814, to June 24, 1814.*]

[OFFICERS OF THE GOVERNMENT.]

JOHN TAYLOR GILMAN, GOVERNOR.
 ALBE CADY, SECRETARY OF STATE.
 SAMUEL A. KIMBALL, DEPUTY SECRETARY OF STATE.
 WILLIAM A. KENT, TREASURER.
 GEORGE SULLIVAN, ATTORNEY GENERAL.
 MOSES P. PAYSON, PRESIDENT OF THE SENATE.
 THOMAS W. THOMPSON, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

Elijah Hall,	Portsmouth.
Samuel Quarles,	Ossipee.
Benjamin Pierce,	Hillsborough.
Ithamar Chase,	Cornish.
Enoch Colby,	Thornton.

[MEMBERS OF THE SENATE.]

William Ham,	Portsmouth.
George Sullivan,	Exeter.
Amos Kent,	Chester.
*William A. Kent,	Concord.
Jonas C. March,	Rochester.
William Badger,	Gilmanton.
James Wallace,	Milford.
Joshua Darling,	Henniker.
Levi Jackson,	Chesterfield.
George B. Upham,	Claremont.
Daniel Blaisdell,	Canaan.
Moses P. Payson,	Bath.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Andrew O. Evans.
Atkinson and } Plaistow, }	Nathaniel Kimball.
Bow,	Nathaniel Cavis.
Brentwood,	William Morrill.

*William A. Kent resigned and Ezekiel Webster of Boscawen was elected to succeed him.

Candia,
Canterbury,
Chester,
Chichester,
Concord,

Deerfield,
Epping,
Epsom,
Exeter,
Greenland,
Hampstead,
Hampton,
Hampton Falls,
Hawke and }
Sandown, }
Kensington,
Kingston,
Londonderry,

Loudon,
Newcastle,
Newington,
Newmarket,
Newton,
Northfield,
North Hampton,
Northwood,
Nottingham,
Pelham,
Pembroke,
Pittsfield,
Poplin,
Portsmouth,

Raymond,
Rye,
Salem,
Seabrook,
South Hampton and }
East Kingston, }
Stratham,
Windham,

Samuel Anderson.
Abiel Foster.
John Folsom.
Moses Seavey.
Thomas W. Thompson.
Richard Ayer.
Josiah Butler.
Joseph Shepard.
John McClary.
Joseph Tilton, Jr.
James Whidden.
Jacob Kimball.
Edmund Toppan.
Joseph Perkins.

Moses M. George.
Enoch Worthen.
Jacob Webster.
John Nesmith.
John Pinkerton.
Joseph Clough.
Nathan Priest.
Gee Pickering.
Dudley Watson.
Mathias Bartlett.
John Molony.
Daniel Gookin.
Levi Mead.
Joseph Tuttle.
Samuel M. Richardson.
Buswell Stevens.
Ebenezer Lane.
Moses Hook.
Daniel Austin.
Joseph Ela.
Hunking Penhallow.
William Claggett.
John F. Parrott.
Moses Dudley.
John W. Parsons.
John Clindenin.
Jabez Eaton.
Samuel Barnard.
Daniel Jewell.
John Campbell.

STRAFFORD COUNTY.

Alton,	David Gilman.
Barnstead,	Charles Hodgdon, Jr.
Barrington,	Thomas W. Hale.
	Robert Woodbury.
Brookfield and }	
Middleton, }	Robert Pike.
Conway,	Samuel Willey.
Dover,	Amos Cogswell.
	Tobias Tuttle.
	Valentine Smith.
Durham,	
Eaton and }	John March.
Burton, }	
Effingham and }	Joseph Drake.
Ossipee Gore, }	Levi Leighton.
Farmington,	Richard Martin.
Gilford,	Joseph Young.
Gilmanton,	John Ham.
	Edward B. Neally.
Lee,	John Wingate.
Madbury,	Daniel Smith.
Meredith,	William Palmer.
Milton,	Ichabod Shaw.
Moultonborough,	George Durgin.
New Durham,	
New Hampton and }	Daniel Smith.
Center Harbor, }	Ezekiel Wentworth.
Ossipee,	James Tibbetts.
Rochester,	Bradstreet Moody.
Sanbornton,	Jeremiah Sanborn.
	Daniel Hoit.
Sandwich,	James Carr.
Somersworth,	Benjamin Gilman.
Tamworth,	Jonathan Burbank.
Tuftonboro,	Joshua G. Hall.
Wakefield,	Jonathan Blake.
Wolfeboro,	

HILLSBOROUGH COUNTY.

Amherst,	William Lowe.
Andover,	James Tucker.
Antrim and }	
Windsor, }	Jacob Tuttle.
Bedford,	Phineas Aiken.
Boscawen,	Joseph Little.
Bradford,	Stephen Hoyt, Jr.

Brookline,	James Parker.
Deering,	Benjamin Rolfe.
Dunbarton,	Richard H. Ayer.
Dunstable,	Thomas French.
Fishersfield,	Samuel Gunnison.
Francestown,	John Gibson.
Goffstown,	David L. Morrill.
Greenfield and }	
Society Land, }	Jacob Richardson.
Hancock,	Reed Paige.
Henniker,	Oliver Noyes.
Hillsborough,	James Wilson.
Hollis,	Benjamin M. Farley.
Hopkinton,	Bodwell Emerson.
	Matthew Harvey.
Litchfield and }	Thomas Bixby.
Manchester, }	
Lyndeborough,	Daniel Putnam.
Mason,	John Blodgett.
Merrimack,	Henry Fields.
Milford,	William Lovejoy.
Mont Vernon,	Benjamin Durant.
New Boston,	William Dodge.
New Ipswich,	Samuel Batchelder.
New London,	Joseph Colby.
Nottingham West,	Isaac Merrill.
Peterborough,	James Wilson.
Salisbury,	Benjamin Pettingill.
Sutton,	Jonathan Harvey.
Temple,	Daniel Searle.
Warner,	Benjamin Evans.
Weare,	Hezekiah D. Buzzell.
	Samuel B. Tobie.
Wilmot and }	Jabez Youngman.
Kearsarge Gore, }	
Wilton,	Ephraim Peabody.

CHESHIRE COUNTY.

Acworth,	William Grout.
Alstead,	James H. Bingham.
Charlestown,	Henry Hubbard.
Chesterfield,	Benjamin Cook.
Claremont,	Samuel Fiske.
	David Dexter.
Cornish,	Caleb Chase.
Croydon,	James Breck.

Dublin,	Samuel Hamilton.
Fitzwilliam,	Samuel Griffin.
Goshen and }	
Wendell, }	Joshua Currier.
Hinsdale,	Uriel Evans.
Jaffrey,	Benjamin Prescott.
Keene,	*Albe Cady.
Lempster,	Shubael Hurd.
Marlborough,	Joseph Frost.
Marlow,	Elisha Huntley.
New Grantham,	Ezra Buswell.
Newport,	Hubbard Newton.
Packersfield,	Josiah Robbins.
Plainfield,	Daniel Kingsbury.
Richmond,	Jonathan Atherton, Jr.
Rindge,	William Kimball.
Roxbury,	Solomon Buckminster.
Springfield,	David Colcord.
Stoddard,	Danforth Taylor.
Sullivan,	Jonas Stevens.
Surry and }	
Gilsum, }	Samuel Hills.
Swanzey,	John Thompson.
Unity,	Nathan Glidden.
Walpole,	Isaac Redington.
Washington,	Joseph Healy.
Westmoreland,	William Britton.
Winchester,	Henry Pratt.

GRAFTON COUNTY.

Alexandria and }	
Danbury, }	William Pattee.
Bath,	Samuel Hutchins.
Bethlehem, }	
Dalton and }	Lot Woodbury.
Whitefield, }	
Bridgewater,	Ichabod C. Bartlett.
Campton,	Moses Baker.
Canaan,	Thomas H. Pettingill.
Concord (Lisbon),	Simon Oakes.
Dorchester, }	
Orange and }	Joseph Burley.
Dame's Gore, }	
Enfield,	Jesse J. Fogg.

* Elected secretary of state.

Grafton,		Ebenezer Hoit.
Groton and	}	Edmund Shattuck, Jr.
Hebron,		Augustus Storrs.
Hanover,		James Poole.
Haverhill,		John Kimball.
Landaff,		William Kelsea.
Lebanon,		David Hough.
Lincoln and	}	John Aldrich.
Franconia,		Guy Ely.
Littleton,		Caleb Emery.
Lyman,		Jonathan Franklin.
Lyme,		William W. Sargent.
New Chester,		Robert Fowle.
New Holderness,		John B. Wheeler.
Orford,		Joseph Russell.
Peeling and	}	Joseph Sawyer.
Ellsworth,		William Webster.
Piermont,		Samuel Burnham.
Plymouth,		Moses Foss.
Rumney and	}	Joseph Patch, Jr.
Wentworth,		
Thornton,		
Warren and	}	
Coventry,		

COOS COUNTY.

Bartlett,	}	John Pendexter, Jr.
Adams,		
Chatham and	}	
Locations,		
Columbia,	}	Edmund Kezar.
Colebrook,		
Shelburne,		
Stewartstown and		
Errol,	}	Adino N. Brackett.
Lancaster,		
Jefferson and	}	Joshua Marshall.
Bretton Woods,		
Northumberland,	}	
Piercy and		
Stratford,	}	

[*First Session, Held at Concord, June 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 1814.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
MEREDITH BRIDGE ENGINE COMPANY

[Passed June 7, 1814, without the approval of the Governor. Original Acts, vol. 22, p. 51; recorded Acts, vol. 20, p. 172.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that John A. Harper, Jonathan Ladd, Stephen Gale, Stephen Perley, John Johnson, Dudley Ladd and their associates and successors, be, and they hereby are incorporated & made a body corporate and politic forever by the name of the Meredith Bridge Engine Company, and by that name may sue and be sued, plead and be impleaded, and shall be and hereby are vested with all the powers and privileges, which are, by law, incident to corporations of a similar nature.

Sec. 2. And be it further enacted, that said corporation be and hereby are authorized and empowered to purchase and hold in fee simple or otherwise in the town of Meredith, so much real estate as may be necessary for the erection of a suitable and convenient Engine House or building, and other property or estate not exceeding the value of two thousand dollars, for purchasing, maintaining and keeping in repair suitable engines and apparatus, for the extinguishment of fires, and carrying into effect the objects of said corporation.

Sec. 3. And be it further enacted, that said John A. Harper, Jonathan Ladd and Stephen Gale or either of them be, and they hereby are, authorised and empowered to call the first meeting of said Corporation, by posting up advertisements for that purpose at two public places near said Meredith Bridge, at least fourteen days prior to the time of holding said meeting;—And the said corporation, may, at that, or any subsequent meeting, agree upon the times and places of holding future meetings and the method of calling the same, and may also elect such officers, and make and establish such rules and bye laws, as they may think necessary and proper, for their regulation and government.—Provided such rules and bye laws be not repugnant to the Constitution and laws of the State of New Hampshire.—

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF ANTHONY WIBIRD PENHALLOW.

[Approved June 9, 1814. Original Acts, vol. 22, p. 52; recorded Acts, vol. 20, p. 173.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Anthony Wibird Penhallow of Portsmouth in the County of Rockingham be, and hereby is, changed and altered to Wibird Penhallow, and that he be hereafter known and called by the name of Wibird Penhallow, any usage or custom to the contrary notwithstanding.—

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOHN SHERBURNE.

[Approved June 9, 1814. Original Acts, vol. 22, p. 53; recorded Acts, vol. 20, p. 174.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of John Sherburne of Portsmouth in the County of Rockingham be and hereby is changed and altered to John Nathaniel Sherburne, and that he be hereafter known and called by the name of John Nathaniel Sherburne, any usage or custom to the contrary notwithstanding.

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOHN GORDON 3D—

[Approved June 9, 1814. Original Acts, vol. 22, p. 54; recorded Acts, vol. 20, p. 175.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That the name of John Gordon 3^d of Exeter, in the County of Rockingham be, and hereby is, changed and altered to John T. Gordon, and that he be, forever, hereafter, known and called by the name of John T. Gordon, any usage or custom to the contrary notwithstanding.—

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF REBECCA HANSON FOOTMAN—

[Approved June 9, 1814. Original Acts, vol. 22, p. 55; recorded Acts, vol. 20, p. 176.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Rebecca Hanson Footman of Dover, in the County of Strafford, be, and hereby is, changed and altered to Rebecca Susan Footman, and that she be hereafter known and called by the name of Rebecca Susan Footman, any usage or custom to the contrary notwithstanding.—

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF DANIEL STONE.

[Approved June 11, 1814. Original Acts, vol. 22, p. 56; recorded Acts, vol. 20, p. 176.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Daniel Stone of Heniker in the county of Hillsborough be, & hereby is altered to Daniel Milton; and that he be forever hereafter called and known by the name of Daniel Milton any usage or custom to the contrary notwithstanding.

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JONATHAN EASTMAN.

[Approved June 11, 1814. Original Acts, vol. 22, p. 57; recorded Acts, vol. 20, p. 177.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Jonathan Eastman of Holles, in the County of Hillsborough be authorised to assume the intermediate name of Bradley, and that he hereafter be known and called by the name of Jonathan Bradley Eastman, any law, usage or custom to the contrary notwithstanding.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE A COMPANY BY THE NAME AND STILE OF THE PROPRIETORS OF THE LIME BRIDGE COMPANY.

[Approved June 11, 1814. Original Acts, vol. 22, p. 58; recorded Acts, vol. 20, p. 178. See act referred to, dated June 24, 1809, Laws of New Hampshire, vol. 7, p. 822; see also act of June 12, 1818, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, that the act to which this is in addition shall not be null and void at the end of five years in case said Bridge shall not be compleated, as is provided by the seventh section of Said Act; but in case the said bridge shall not be compleated within two years from the passing of this Act, then this Act & the Act to which this is in Addition shall be void and of no effect.

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT FOR THE RELIEF OF MOSES HADLEY HIS HEIRS AND ASSIGNS.

[Approved June 11, 1814. Original Acts, vol. 22, p. 59; recorded Acts, vol. 20, p. 179.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Moses Hadley of Nottingham West, in the County of Hillsborough, his heirs & assigns, shall not be liable to reserve and keep open a sluice way for the passage of fish out of Merrimac-river, up Otarnic Brook, so called, in said Nottingham West, by the dam and mills erected on said brook by said Hadley, except from the first day of May to the eighth day of June, annually, any law, usage or custom to the contrary notwithstanding.—

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
 FIRST LIBRARY SOCIETY IN EFFINGHAM.—

[Approved June 11, 1814. Original Acts, vol. 22, p. 60; recorded Acts, vol. 20, p. 179.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Joseph Drake, Jacob Mills, John S. Dearborn & John Leavitt Proprietors of said Library, and all those who are or may become proprietors of the same, be, and they are hereby incorporated into and made a body corporate and politic by the name of "The First Library Society in Effingham," with continuance and succession forever; and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any court proper to try the same, and may purchase and receive subscriptions, grants and donations of personal estate, not exceeding the sum of one thousand dollars, for the use of said association.

S 2. And be it further enacted, that said Proprietors be and they hereby are authorised and empowered to meet at Effingham aforesaid on the first Monday of September annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Corporation, who shall continue in office until others are chosen in their room. And the said Corporation may convene as often as may be found necessary for the filling up of any vacancies that may happen in said offices, and for transacting all other business for the benefit of said Corporation, excepting the raising of money, which shall always be done at their annual meeting, and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library and for enlarging the same; and shall make and establish such rules and bye laws, for the government of said Corporation, as may from time to time by them be found necessary. Provided the same be not repugnant to the Constitution and laws of this State.—

S 3 And be it further enacted, that the said Joseph Drake, Jacob Mills, John S. Dearborn & John Leavitt, be, and they hereby are authorised and empowered to call the first meeting of said Proprietors, at such time and place as may be judged proper,

by posting up a notification of the same at each of the meeting houses in said Effingham, at least fifteen days before the time of holding said meeting, and to preside in said meeting until a moderator shall be chosen; and the said Proprietors, at said meeting, shall have all the power and authority to establish all such by-laws, and choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE ROBERT FULLER, ABIEL HOLT, CRAWFORD TYLER AND OTHERS BY THE NAME OF THE SECOND MILFORD COTTON AND WOOLEN MANUFACTORY CORPORATION.—

[Approved June 11, 1814. Original Acts, vol. 22, p. 61; recorded Acts, vol. 20, p. 181.]

Section 1. Be it enacted by Senate and House of Representatives in General Court convened, That the said Robert Fuller, Abiel Holt, Crawford Tyler, Zebediah Holt, Josiah French, Abiel Gutterson, Daniel Burns and their associates, successors and assigns, shall be and they hereby are erected a Corporation and body politic by the name and stile of the "Second Milford Cotton and Woolen Manufactory Corporation," and by that name may sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended to final judgment and execution, and also may make, have and use a common seal, and the same, at pleasure, may break, alter and renew.—

Sec. 2. And be it further enacted, that said corporation shall have power and hereby is authorized to carry on the Manufactory at said Milford of Cotton and Wool, and the business necessarily connected therewith, and may erect any dam, mill or mills, work or buildings, necessary for the carrying on of these useful manufactories, and the business connected therewith.—

Sec. 3. And be it further enacted, that said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory, and the business therewith connected, and the same may sell, bargain and dispose of at pleasure,—Provided, that such real estate shall not exceed in value the sum of ten thousand dollars, and such personal estate shall not exceed in value the sum of forty thousand dollars.—

Sec. 4. And be it further enacted, that the persons before named or any three of them, may, by an advertisement in any public newspaper, printed in the County of Hillsborough, (if any such

there be) call a meeting of said Corporation, to be holden in said Milford, at any suitable time and place, after twenty five days from the publication of said advertisement; and the members of said Corporation, by the vote of those present, or represented at said meeting, (in all cases accounting and allowing one vote to each single share) shall choose a clerk, who shall be sworn by a Justice of the Peace, for the County of Hillsborough, to the faithful performance of his duty; a treasurer and such other officers as may appear necessary for the management of the business and concern of said Corporation; and shall agree on the manner of calling future meetings; and at the same or any subsequent meeting, may make and establish any rules and regulations for regulating said Corporation; and the same rules and regulations may cause to be kept and executed, and for the breach thereof may order and enjoin fines and penalties, not exceeding twelve dollars, for any breach thereof. Provided such rules and regulations are not repugnant to the laws and constitution of this State. And all agents or proxies at any meeting shall be authorised in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the clerk. Provided no member of the corporation shall be allowed more than six votes.—

Sec. 5. And be it further enacted, that the property of said Corporation shall be divided into one hundred shares, and shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate, under the seal of said Corporation, and signed by the Treasurer; certifying his property in such shares as shall be expressed in said Certificate.—

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof, his executors and administrators, by a deed under the hand and seal of him and them, acknowledged before some Justice of the peace, and recorded by the clerk in a book to be kept for that purpose; and any purchaser named, so recorded, shall, on producing the same to the treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser.—

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted and agreed upon by the said corporation, to the treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell, at public vendue, the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more public newspapers, printed in the County of Hillsborough (if any such there be) and in such other way as the Corporation

may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale; and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same; and on producing a certificate of such sale from the treasurer to the clerk of said Corporation, the name of such purchaser, with the number of shares sold, shall be, by the clerk, entered on the books of said Corporation, and such person shall be considered, to all intents and purposes, the proprietor thereof, and the overplus, if any there be, shall be paid on demand, to the person whose share or shares were so sold.—

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, or his executor or administrator, may sue out a writ of scire facias from the Court against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body, goods and estate of any individual member, or against the goods and estate of any deceased member of said Corporation, in the hands of his or their executors and administrators, with additional costs and damages.—

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same.—

Provided always, that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make such further provision and regulations, for the management of the business of said Corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.—

Sec. 10. And be it further enacted, that the capital stock, actually employed in said Factories, shall be exempt from taxation, for the term of five years, from the commencement of their operation. Provided the sum, so exempted from taxation, shall not exceed five thousand dollars.—

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
ROCKINGHAM SACRED MUSIC SOCIETY—

[Approved June 11, 1814. Original Acts, vol. 22, p. 62; recorded Acts, vol. 20, p. 186.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Samuel Tenny, William F. Rowland, Benjamin Abbot, Peter Holt and their associates, and those who may hereafter become associates with them, their successors and assigns, are hereby erected and made a corporation and body politic by the name and style of the "Rockingham Sacred Music Society," and by that name shall sue and be sued, plead and be impleaded, defend & be defended in any court of record or elsewhere, and may also ordain & establish a constitution, and agree on such bye laws, ordinances and regulations as to them may appear necessary and convenient, for the government of said corporation, and the prudent management of their affairs. Provided such constitution, bye laws and regulations shall in no wise be contrary to the constitution and laws of this State.—

Sec. 2. And be it further enacted, that said corporation may make, have and use a common seal, and the same at pleasure may break, alter and renew; and they are hereby made capable in law, to have, hold, purchase, receive, possess, enjoy and retain to them their successors and assigns lands, rents, tenements and hereditaments, with full power to bargain, sell and dispose of the same; and may also receive subscriptions, grants and donations of personal estate, provided such real estate shall not exceed in value the sum of three thousand dollars, and such personal estate shall not exceed the sum of two thousand dollars.

Sec. 3. And be it further enacted, that the persons herein before named, or either of them, shall have full power to call the first meeting of said corporation, at such time and place as they may deem proper, by giving public notice thereof, at least two weeks prior to said meeting, in one of the public newspapers printed in the County of Rockingham: at which, or any future meeting, they may make, ordain, and establish a constitution & such bye-laws and regulations as they shall deem necessary, and shall choose all proper officers for governing said Corporation, who shall continue in office until others are elected in their room; at which meeting they may agree on the time & place of holding their annual meeting, and the method of calling the same and all future meetings of said corporation; and at said annual meeting, the rais-

ing of all such sums of money as shall be deemed necessary for promoting and advancing the interest of said Corporation, shall be agreed on, and at no other time.—

Sec. 4. And be it further enacted, that all meetings of said corporation shall be holden in the County of Rockingham.—

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO EMPOWER THOMAS ELWYN AND HIS SEVERAL SONS AND DAUGHTERS TO ASSUME AND BEAR THE NAME OF LANGDON, IN ADDITION TO THE NAME OF ELWYN.

[Approved June 14, 1814. Original Acts, vol. 22, p. 63; recorded Acts, vol. 20, p. 187.]

Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the passing of this act, Thomas Elwyn of Portsmouth in the County of Rockingham, Esquire, and his lineal descendants in the male line forever, and his several sons and daughters, (being nine in number viz five sons and four daughters) and the lineal descendants of his said five sons in the male line forever, shall be allowed to take in addition to their family name of Elwyn, the family name of Langdon, and shall in future bear and be known and called by the name of Langdon, in addition to their name of Elwyn; which said name of Langdon shall immediately follow their respective baptismal or christian names, and precede the name of Elwyn; so that the said Thomas Elwyn shall in future assume and bear the name of Thomas Langdon Elwyn, and so also and in like manner his several sons and daughters the name of Langdon, in addition to their name of Elwyn.—

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT, TO ALTER THE NAME AND STILE OF THE THIRD PETERBOROUGH COTTON FACTORY CORPORATION.

[Approved June 14, 1814. Original Acts, vol. 22, p. 64; recorded Acts, vol. 20, p. 192. See act of June 20, 1811, *ante*, p. 43.]

Be it enacted, by the Senate and House of Representatives, in General Court convened; that the name of "The third Peterborough Cotton Factory Corporation", be, and the same hereby is, altered

to the name of "The Eagle Cotton Factory in Peterborough", and that the said Corporation be forever hereafter known and called by the name and stile of "The Eagle Cotton Factory in Peterborough", any law, usage or custom to the contrary, notwithstanding.—

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PROPRIETORS OF ORFORD WEST MEETING HOUSE; AND ALSO SUNDRY PERSONS BY THE NAME OF THE PROPRIETORS OF ORFORD EAST MEETING HOUSE.

[Approved June 14, 1814. Original Acts, vol. 22, p. 65; recorded Acts, vol. 20, p. 193.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That John Mann Esquire and such other persons as now are owners or proprietors of a pew or pews in Orford West Meeting House, and such persons as shall hereafter become owners or proprietors of any pew or pews in said West Meeting House shall be, and they hereby are created and made a corporation and body politic by the name of The Proprietors of Orford West Meeting House.

And be it further enacted, that Alexander Strong and such other persons as now are or may hereafter become owners or Proprietors of any pew or pews in Orford East Meeting House shall be, and they hereby are created and made a Corporation and body politic by the name of the Proprietors of Orford East Meeting House, and by their respective names aforesaid may sue and be sued, may have and use a common seal, which they may alter and renew at pleasure, may make, ordain and establish and put in execution such bye-laws, ordinances and regulations as each may deem necessary for the well governing said corporations respectively. Provided such laws and regulations shall in no wise be repugnant to the constitution and laws of this State.

And be it further enacted, that the said John Mann or A. G. Britton Esquires, shall call a meeting of the Proprietors of Orford West Meeting house by posting up notifications of said Meeting in two of the most public places in said town of Orford, three weeks, at least, before such meeting, for the purpose of establishing bye-laws and choosing the necessary officers to superintend the affairs of said Corporation.—

And be it further enacted, That the said Alexander Strong or John Dame Esquire shall call a meeting of the Proprietors of Or-

ford East Meeting house, in manner aforesaid, and for the purposes aforesaid, so far as it relates to that Corporation.—

And be it further enacted, That each Proprietor of Orford West Meeting House Corporation, shall be entitled to as many votes as he may, at the time of his casting his vote, own pews in said West Meeting House Corporation. And each Proprietor of the Orford East Meeting House Corporation shall be entitled to as many votes in that Corporation as he may own pews in said East Meeting House, and no more.

And be it further enacted, That either of said Corporations may at any meeting notified for that purpose, by a majority of the voters present, raise any sum or sums of money that they may deem necessary for the purpose of repairing their respective meeting Houses, and also for keeping the same in repair, so long as they may think proper. And all sums of money raised for the purpose aforesaid shall be assessed on the pews according to their value, which value shall be assessed by a Committee of three persons to be chosen for that purpose by said Corporations respectively; and if the owner or Proprietor of any pew or pews shall neglect or refuse to pay any assessment made as aforesaid, said delinquent Proprietor's pew or pews may be sold, for the payment thereof, in such manner as said Corporations may respectively agree on.—

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE AND ESTABLISH A SOCIETY BY NAME OF THE ROCKINGHAM AGRICULTURAL SOCIETY.

[Approved June 14, 1814. Original Acts, vol. 22, p. 66; recorded Acts, vol. 20, p. 195.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Isaac Thom, Joseph Blanchard, Amos Kent, Silas Betton, John Porter, George Farrar, Samuel Armor, John Burnham, Benjamin Eaton, Peter Patterson, Samuel Burnham, Christopher S Thom, Robert Wilson, Ebenezer Fisher, Stephen Chase, John Folsom, John Pinkerton Junior, Alanson Tucker, John True, Joseph Welsh, Hezekiah Ayer, John Vose, William Page, Phinehas Gordon, Jonathan C Little, Joseph Thom, John Varnum, Pearson Titcomb, William Choate, Alexander Park Junior, David Allen, Olliver Knight, Jonathan E Wadley, Matthew Clark, Jonathan Barnet, Samuel Morrison Junior, William Anderson Junior, Samuel M Richardson, Benjamin Pike Chase, Silas Tenney, Nathan Currier, and John W Adams and their Associates,

together with such others as may hereafter become Members with them, be and they hereby are Incorporated into a Body Politic and Corporate forever by the name of the Rockingham Agricultural Society for the purpose of promoting usefull improvements in Agriculture.

And be it further enacted that the said Corporation be and they hereby are declared and made capable in Law of having, holding, purchasing and taking in fee simple or any less Estate, by gift, grant, or otherwise, any Lands, Tenements or other Estate, Real or Personal, provided the annual income thereof shall not exceed the sum of five thousand dollars, also to sell, demise, or dispose of the same Estate, Real or Personal for the purposes above mentioned.

And be it further enacted, that the said Corporation shall have full Power and Authority to make, have and use a common Seal, and the same to break, alter and renew at pleasure, that it shall be capable in Law to sue and be sued, prosecute and defend and be defended in all Courts of record or other Courts or places whatsoever, in all Actions, real, personal or mixed, and to do and execute all matters and things that shall or may appertain to them.

And be it further enacted, that the said Corporation may make, establish and put in execution all such Rules, Regulations and Bye Laws as may be necessary for the Government of said Corporation, provided, the same be not repugnant to the Constitution and Laws of this State. and for the well ordering their affairs, shall have such Officers as they shall hereafter from time to time elect and appoint, and such Officers shall be designated by the Laws and Regulations of the said Corporation, and shall be capable of exercising such Powers for the well governing and ordering the affairs of the said Corporation, and for calling and holding occasional meetings, as shall be fixed and determined by the said Laws and Regulations, provided nevertheless, that the Society, shall not have the power of assessing more than ten dollars on each Member of said Society in one year, nor more than one dollar, except at the Annual Meeting.

And be it further enacted, that the place of holding the first meeting under the Authority of this Act, shall be in the Town of Londonderry, and that Joseph Blanchard and John Porter or either of them are hereby authorised to call the same, which shall be done by giving public notice fifteen days prior to said meeting in the News Paper printed at Exeter, or some other paper printed in the county of Rockingham expressing the time, place, and design of said meeting.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF THE TOWN OF PACKERSFIELD IN THE COUNTY OF CHESHIRE IN SAID STATE TO THE NAME OF NELSON

[Approved June 14, 1814. Original Acts, vol. 22, p. 67; recorded Acts, vol. 20, p. 197.]

Whereas the Selectmen of said Packersfield have petitioned the Legislature to have the name of said town altered to that of Nelson
 Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened that the said town of Packersfield from and after the first day of October next shall forever be called and known by the name of Nelson, any law, usage or custom to the contrary notwithstanding.

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE AN ACADEMY IN THE TOWN OF LONDONDERRY BY THE NAME OF THE PINKERTON ACADEMY IN LONDONDERRY.

[Approved June 15, 1814. Original Acts, vol. 22, p. 68; recorded Acts, vol. 20, p. 189. See additional acts of June 12, 1828, id., vol. 25, p. 1, and July 27, 1881, Session Laws, 1881, Chap. 197.]

Whereas the Education of Youth has ever been considered by the Wise and good, an object of the highest consequence to the happiness of Society. And Whereas John Pinkerton Esq^r of Londonderry is desirous of giving to Trustees hereinafter to be appointed certain lands or personal Estate to be by said Trustees forever appropriated and expended for the support of a public School or Academy in the Town of Londonderry, Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that there be and hereby is established in the Town of Londonderry and County of Rockingham an Academy by the name of the Pinkerton Academy in Londonderry for the purpose of promoting piety and virtue and for the Education of Youth in such of the liberal Arts and Sciences or Languages as the Trustees hereinafter provided shall direct.

And be it further enacted that the Rev^d William Morrison, John Pinkerton Ju^r Esq^r John Burnham Esquire, Isaac Thom Esquire,

Deacon James Pinkerton, Reverend Edward L. Parker, John Porter Esquire, Alanson Tucker Esquire and Doctor Robert Bertley all of said Londonderry be and they hereby are nominated and appointed Trustees of said Academy and they hereby are Incorporated into a body politic by the name of the Trustees of the Pinkerton Academy in Londonderry and that they and their successors shall be and continue a body politic and corporate by the same name forever.

And be it further enacted that the said Trustees and their Successors shall have one common Seal which they may make use of in any cause or business that relates to the said Office of Trustees of said Academy; and they shall have power and authority to break, change or renew the said Seal from time to time as they shall see fit, and that they may sue and be sued in all Actions real, personal and mixed, and prosecute and defend the same to final Judgment and Execution by the name of the Trustees of the Pinkerton Academy in Londonderry.

And be it further enacted that the Trustees aforesaid the longest lived and survivors of them and their Successors be the True and Sole visitors; Trustees and Governors of the said Academy in perpetual succession forever to be continued in the way and manner hereinafter specified, with full power and authority to elect such Officers of the said Academy as they shall Judge necessary and convenient; and to make and ordain such laws, orders and rules for the good Government of said Academy as to them the said Trustees shall seem most fit and requisite. Provided Notwithstanding that the said rules, laws and orders be in no way contrary to the Constitution and laws of this State.

And be it further enacted that the number of said Trustees and their Successors shall not at any one time be more than nine, nor less than five, five of whom shall constitute a quorum for transacting business; and the major part of the members present at any legal meeting shall decide all questions that shall come before them.

And Be it further enacted, that as often as one or more of the Trustees of said Academy shall die or resign or in the judgment of the major part of the other Trustees be rendered by Age or otherwise incapable of discharging the duties of his Office, then and so often the Trustees surviving and remaining or the major part of them shall elect one or more persons to supply the vacancy or vacancies so happening.

And be it further enacted that the Trustees aforesaid and their successors be and they hereby are rendered capable in law to take and receive by gift, grant, devise, bequest or otherwise any lands, tenements, or other estate, real, personal or mixed, provided that the annual income of the said real estate shall not exceed the Sum of three thousand Dollars; And the annual income of the personal

estate shall not exceed the Sum of Eight thousand Dollars. To Have and to hold the same to them the said Trustees and their successors on such terms and under such conditions and limitations as may be expressed in any Deed or instrument of conveyance which shall be made to them. And all Deeds and instruments which the said Trustees shall make, when made in the name of said Trustees and signed and delivered by five of the said Trustees at least and Sealed with their common Seal shall bind the said Trustees and their successors and be valid in law.

And be it further enacted that all the lands tenements, hereditaments and personal estate, that shall be the property of or given to said Trustees for the use of said Academy shall be and hereby are forever exempted from all taxes whatsoever.

And be it further enacted that the Reverend William Morrison and Isaac Thom Esquire or either of them shall be and are authorized to call the first meeting of said Trustees upon giving notice thereof in writing expressive of the time, place and object of said meeting, which notice shall be delivered to each of said Trustees or left at their respective dwelling houses at least six days before said day of meeting.

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CONTOOCOOK COTTON AND WOOLEN FACTORY COMPANY

[Approved June 16, 1814. Original Acts, vol. 22, p. 69; recorded Acts, vol. 20, p. 198. By the act of June 22, 1832, id., vol. 29, p. 40, a factory bearing the same name was established at Henniker.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened that John Chandler, Nathan Chandler, Jeremiah Gerrish and Ezekiel Webster and their associates, successors and assigns shall be and they hereby are, erected a Corporation and body politic by the name and stile of the "Contoocook Cotton and Woolen Factory Company," and by that name may sue and be sued, plead and be impleaded, answer and be answered unto defend and be defended to final judgment & execution, and also may make, have and use a common seal, and the same at pleasure may break, alter and renew.

Sec 2. And be it further enacted, that the said Corporation shall have power and hereby is authorized to carry on the Manufactory, on the West side of Contoocook river, in Concord, or Boscawen near Contoocook Bridge, of Cotton and Wool, and the business necessarily connected therewith, and may erect any dam,

mill or mills, work or buildings, necessary for the carrying on these useful manufactories, and the business connected therewith.

Sec. 3 And be it further enacted, that said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory, and the business therewith connected, and the same may sell, bargain and dispose of at pleasure. Provided that such real estate shall not exceed in value the sum of Ten thousand dollars, and such personal estate shall not exceed in value the sum of forty thousand dollars.

Sec. 4 And be it further enacted, that the persons before named or any two of them, may, by an advertisement in the Concord Gazette call a meeting of said Corporation to be holden in Boscawen at any suitable time and place, after twenty five days from the publication of said advertisement; and the members of said Corporation, by the vote of the majority of those present or represented at said meeting, (in all cases accounting and allowing one vote to each single share) shall choose a Clerk who shall be sworn to the faithful discharge of his duty, a treasurer and such other officers as may appear necessary for the management of the business and concern of said Corporation; and shall agree on the manner of calling future meetings, and at the same or any subsequent meeting, may make and establish any rules and regulations for regulating said Corporation, and the same rules and regulations may cause to be kept and executed, and for the breach thereof may enjoin and order fines and penalties, not exceeding twelve dollars for any breach thereof. Provided such rules and regulations are not repugnant to the laws and constitution of this State. And all agents or proxies at any meeting shall be authorized in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk. Provided that no member of the Corporation shall be allowed more than six votes.

Sec. 5 And be it further enacted, that the property of said Corporation shall be divided into one hundred shares, and shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate under the seal of said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said Certificate.

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof his executors and administrators, by a deed under the hand and seal of him and them, acknowledged before some Justice of the peace, and recorded by the clerk in a book to be kept for that purpose, and any purchaser named in such deed, so recorded, shall, on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser.—

Sec. 7 And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon, by the said corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the treasurer of said Corporation is hereby authorised to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more public newspapers printed in Concord, and in such other way as the corporation may direct the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the clerk of said Corporation, the name of such purchaser, with the number of shares sold, shall be, by the clerk, entered on the books of said Corporation, and such person shall be considered, to all intents & purposes, the proprietor thereof, and the overplus (if any there be) shall be paid on demand, by the Treasurer, to the person whose share or shares were sold.

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, or his executor or administrator, may sue out a writ of Scire facias from the Court, against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods and estate of any deceased member of said Corporation, in the hands of his or their executors and administrators, with additional costs and damages.

Sec. 9 And be it further enacted, that this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same.

Provided always, that the Legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provision and regulations, for the management of the business of said Corporation and the government thereof, or wholly to repeal this act, as shall be deemed expedient.—

Sec. 10. And be it further enacted, that the capital stock actually employed in said factories, shall be exempt from taxation, for the term of five years from the commencement of their operation. Provided the sum so exempted from taxation, shall not exceed five thousand dollars.

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE RICHARD GOOKINS, MOSES P. PAYSON
AND OTHERS BY THE NAME OF THE "BATH COTTON AND WOOLEN
FACTORY COMPANY.

[Approved June 16, 1814. Original Acts, vol. 22, p. 70; recorded Acts, vol. 20, p. 202.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Richard Gookins, Moses P. Payson, Ebenezer Carleton Caleb Hunt Samuel Hutchins and James Hutchins, and their associates Successors and assigns, be and they hereby are erected a corporation and body politic by the name of the "Bath Cotton & Woollen Factory Company" and by that name may sue and be sued, plead and be impleaded, defend and be defended to final judgment and execution, and also may have and use a common seal and the same, at pleasure may break alter and renew.

Sec. 2. And be it further enacted, that the said corporation shall have power and hereby is authorised to carry on the manufactory at Bath of Cotton and Wool, and the business necessarily connected therewith, and may erect any dam, mill or mills, work or buildings necessary for the carrying on these useful manufactories, and the business connected therewith.

Sec. 3. And be it further enacted that said corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said manufactory, and the business therewith connected and the same may sell bargain and dispose of at pleasure. Provided that such real estate shall not exceed in value the sum of ten thousand dollars, and such personal estate shall not exceed in value the sum of forty thousand Dollars.

Sec. 4. And be it further enacted, that the persons above named or any four of them, may by an advertisement in any public newspaper, printed in the county of Grafton, (if any such there be) call a meeting of said Corporation, to be holden in Bath, at any suitable time and place, after twenty-five days from the publication of said advertisement, and the members of said corporation by the vote of the majority of those present, or represented at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk who shall be sworn by a Justice of the peace, to the faithful performance of his duty; a treasurer and such other officers as may appear necessary for the management of the business and concern of said Corporation; and shall

agree on the manner of calling future meetings, and at the same or any subsequent meeting, may make and establish any rules and regulations for regulating said corporation, and the same rules and regulations may cause to be kept and executed, or for the breach thereof may order and enjoin fines and penalties not exceeding twelve dollars for any breach thereof. Provided such rules and regulations are not repugnant to the laws and constitution of this state. And all Agents or Proxies at any meeting shall be authorised in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk. Provided that no member of the Corporation shall be allowed more than six votes.

Sec. 5. And be it further enacted that the property of said Corporation shall be divided into one hundred shares, which shall be numbered in progressive order beginning at number one, and every original number thereof shall have a certificate under the seal of said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof, his executors and administrators, by a deed under the hand and seal of him and them, acknowledged before some Justice of the Peace, and recorded by the Clerk in a book to be kept for that purpose, and any purchaser named in such deed, so recorded shall on producing the same to the Treasurer and delivering up to him the former certificate, be entitled to a new certificate executed in form aforesaid, certifying the property in such share to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon, by the said corporation to their treasurer within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more public newspapers, printed in the county of Grafton (if any such there be) and in such other way as the Corporation may direct, the sum due on such shares, and the time & place of sale at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares so sold, to the person purchasing the same and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser with the number of shares sold shall be by the Clerk entered on the books of said Corporation, and such person shall be considered to all intents and purposes the proprietor thereof, and the overplus (if any there be) shall be paid on demand, by the Treasurer to the person whose share or shares were sold.

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, or his executor or administrator, may sue out a writ of scire facias from the Court against such person or persons as are or were proprietors of said Corporation, at the time such judgment was rendered, and may have execution against the body goods or estate of any individual member, or against the goods and estate of any deceased member of said Corporation, in the hands of his or their executors or administrators with additional damages and Costs.

Sec. 9. And be it further enacted, that this Act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same.

Provided always that the Legislature may from time to time hereafter, upon due notice to said Corporation, make such further provisions and regulations, for the management of the business of said corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

Sec. 10. And be it further enacted, that the Capital Stock actually employed in said factories, shall be exempt from taxation, for the term of five years, from the commencement of their operation. Provided the sum so exempted from taxation shall not exceed five thousand Dollars.

[CHAPTER 21.]

State of)
New Hampshire.)

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT INCORPORATING CERTAIN PERSONS BY THE NAME OF THE NEW HAMPSHIRE IRON FACTORY COMPANY.

[Approved June 16, 1814. Original Acts, vol. 22, p. 71; recorded Acts, vol. 20, p. 206. The act referred to is dated December 21, 1805, Laws of New Hampshire, vol. 7, p. 440.]

Whereas in and by the original act of incorporation it is provided that the Treasurer of said Corporation shall sell at auction the share or shares of any proprietor who shall neglect to pay any assessment which shall have been made; which sale shall be advertised fifteen days, at least, in one of the Newspapers printed in Portsmouth, and also in the Newspaper printed in Hanover, and in the Palladium printed in Boston, and as no shares in said Factory are now owned in the State of New Hampshire, the advertis-

ing in the Newspapers printed in Portsmouth is useless as well as inconvenient.

Therefore,

Be it enacted by the Senate and House of Representatives, in General Court convened, That the Treasurer of said Corporation be, and he hereby is, empowered to sell at auction the share or shares of any Proprietor who shall neglect to pay any assessments, which shall have been made, by advertising in one of the Newspapers printed in Boston, and in one of the newspapers printed in Salem, in the Commonwealth of Massachusetts, and in the newspaper printed at Hanover, three weeks successively, the last of which shall be, at least, fifteen days previous to the time of sale, and in which advertisements shall be expressed the time and the place of sale, the numbers of the shares to be sold, and the sums respectively due thereon; and a deed duly executed, acknowledged and recorded, agreeable to the provisions of the act to which this act is in addition, from the Treasurer of said Corporation, shall be a valid conveyance of such delinquent Proprietor's share or shares.

Provided, that in case any person (who should be an inhabitant or resident of this State) after the passing of this act, should become a proprietor of any share or shares in said Corporation, the Treasurer shall not be authorised to sell at auction said Proprietor's share or shares, for the purpose mentioned in this act, without giving personal notice to such Proprietor, or leaving at such Proprietor's usual place of abode, a notification in writing, expressive of the time and place of sale, at least fifteen days prior to such sale.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH THE RATES OF TOLL OF LYMAN BRIDGE.

[Approved June 16, 1814. Original Acts, vol. 22, p. 72; recorded Acts, vol. 20, p. 208. See act of December 24, 1803, Laws of New Hampshire, vol. 7, p. 199; also act of June 19, 1828, Session Laws, 1828, Chap. 34.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, the rates of toll of Lyman bridge be and the same hereby are established as follows, to wit—:

For each foot passenger, horse, jack, mule or neat beast (exclusive of those rode on or in carriages or teams) one cent; for each sheep or swine one half cent; for each horse and rider, slid, sleigh, cart or carriage of burthen drawn by one, beast, six and a quarter; cents; for each chaise, chair, sulkey or carriage of pleasure drawn by one beast, and each sled, sleigh, cart or carriage of burthen

drawn by two beasts, twelve and an half; cents, for each curricl fifteen cents; for each sled, sleigh, cart or carriage of burthen drawn by three beasts, eighteen cents; for each four wheeled carriage of pleasure drawn by two beasts, and each sled, sleigh, cart or carriage of burthen drawn by four beasts, twenty five cents; with three cents more for each additional beast.

Sec. 2^d. And be it further enacted, that so much of any law heretofore passed as establishes the rates of toll of Lyman bridge, be, and the same is hereby repealed.

Sec 3^d And be it further enacted, that whenever the public good may hereafter require it the General Court may repeal this act and every part thereof.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE NOAH WORCESTER, ESQUIRE, AND OTHER INHABITANTS OF HOLLES INTO A SOCIETY BY THE NAME OF THE PHILANTHROPIC SOCIETY IN HOLLES.—

[Approved June 16, 1814. Original Acts, vol. 22, p. 73; recorded Acts, vol. 20, p. 209. See additional act of June 23, 1831, id., vol. 28, p. 53.]

Whereas Noah Worcester, Daniel Emerson and other inhabitants of Holles have heretofore associated for the laudable purpose of raising a fund, from the interest of which the gospel may be supported in Holles, without taxation, and in order to effect the object of their association, have petitioned the Legislature to be incorporated.

Therefore,

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That Noah Worcester, Daniel Emerson, Esquires; and their associates, together with such as may become members of s^d society, in the manner hereinafter provided, be, and they hereby are incorporated into a society by the name of the "Philanthropic Society in Holles," and by that name shall be a Corporation forever; with power to have a common seal, to make contracts to promoté the aforesaid object; to establish bye-laws and orders for the regulation of said Society, and for the preservation, augmentation and application of the fund thereof; provided the same be not repugnant to the constitution and laws of said State; to sue and be sued; to take, hold and possess any estate real or personal, by subscription, gift, grant, purchase, devise or otherwise, free from taxes, and the same to improve, lease, exchange or sell, convey and loan for the benefit of said society: Provided the real estate shall never exceed the sum of five thousand dollars.

Sec. 2. And be it further enacted, That any person may become a member of said Society by paying to the Treasurer thereof three dollars, having obtained the consent of two thirds of the members present at any legal meeting, and not otherwise.

Sec. 3. And be it further enacted, That said Society shall meet in said Holles on the first Monday of January annually, for the purpose of electing by ballot from their members a President, Secretary, Treasurer, and at least three, and never more than five, Directors, all which officers shall hold their said offices one year, and until others shall be elected to succeed them. And the Secretary for the time being, shall post up notifications of the time and place of each annual meeting, one at the meeting house near the centre of said Holles, and one at some other public place in said town, at least fourteen days before holding the same; and on any urgent occasion, the President, or in his absence, a majority of the Directors may appoint a special meeting of said Society, having been requested in writing by ten of the members thereof, to be notified by posting up notifications as aforesaid signed by the President, or a majority of the Directors, at least seven days before holding such meeting: and at any legal meeting, said Society may remove any of the aforesaid officers from their said office, and by ballot may fill any vacancy occasioned by such removal, or otherwise, provided in case of removal, four fifths of the members present shall concur.

Sec. 4. And be it further enacted, That the Treasurer of said Society, who shall always be a resident in said Holles, shall give bond with sufficient surety or sureties to account annually, or oftener if required by said Society, or the Directors, for all money and other property of said Society coming to his hands, and in general to discharge the duties of his office with fidelity.

Sec. 5. And be it further enacted, That the Directors, for the time being, shall have the management of the fund and all other property of said Society solely for the benefit of said Society, and no sale or transfer of any real or personal estate of said Society shall be valid unless approved by them; and no money shall be loaned or paid out of the Treasury, unless by their order; and it shall be the duty of the Directors, for the time being, to exhibit to the Selectmen of said Holles, for the time being, on the first Monday of March annually, at the office of the Treasurer of said Society, a correct account of all money in the Treasury, all sums due to said Society, and all property personal or real belonging thereto; and the directors neglecting or refusing to exhibit to the Selectmen of said Holles, for the time being, on the first Monday of March, annually, at the office of the Treasurer of said Society, a correct account of all money in the Treasury, all sums due to said Society, and all property whether personal or real belonging thereto, shall severally forfeit and pay to said town of Holles the

sum of fifty dollars for every such neglect or refusal, to be recovered by action of debt in any Court proper to try the same, with costs of suit.

Sec. 6. And be it further enacted, That whenever the fund and other property of said Society shall amount to seven thousand dollars, it shall be the duty of the Directors thereof, for the time being, to pay over to the Selectmen of said Holles, at the office of the Treasurer of said Society, on the Monday next preceeding the annual meeting of said Town, annually, five sixth parts of the yearly interest of said fund, and five sixth parts of the yearly income of all other property of said Society, to be applied to the support of the Gospel in the First Parish and Church in said Holles; and if the said Directors neglect or refuse to pay over to the Selectmen of said Holles, for the time being, at the office of the Treasurer of said Society, on the Monday next preceeding the annual meeting of said town, annually, five sixth parts of the yearly interest of said fund; and five sixth parts of the yearly income of all other property of said Society, whenever said fund and other property of said Society shall amount to seven thousand dollars, the Directors so neglecting or refusing shall severally forfeit and pay to said town of Holles the sum of one hundred dollars, to be recovered by action of debt, in any court proper to try the same, with costs of suit; & in case of such neglect or refusal of the Directors of said Society, said Society shall pay over to said town of Holles the same sum, which it was the duty of the Directors to have paid over to the Selectmen of said Holles, and the said town of Holles is hereby authorised and empowered to maintain an action of debt against said Society, to recover all such sums as shall be neglected to be paid over by said Directors to the Selectmen of said Holles as aforesaid, in any Court proper to try the same, with costs of suit. Provided no action shall be sustained until ninety days after said town shall have lodged with the President or Secretary of said Society a notice of such neglect or refusal signed by a majority of the Selectmen of said Holles.

Sec. 7 And be it further enacted, That if said town of Holles, or the Selectmen thereof having received any money, from said Society for the purpose aforesaid, shall neglect for the space of one year, from the receipt thereof, to appropriate the same to the support of the Gospel, in manner aforesaid, said town shall forfeit and pay to said Society double the amount so received and unappropriated, to be recovered in any Court proper to try the same, with double costs, to be applied to charitable purposes, at the discretion of said Society.

Sec. 8 And be it further enacted, That if the Selectmen of said Holles neglect or refuse to demand and receive of the Directors of said Society the money herein before directed, to be paid over to them, or any part thereof, at the time, in the manner and for the

purpose aforesaid, said Society shall be and are hereby authorised to appropriate the money so neglected to be demanded and received to the support of the Gospel in any way and manner said Society may deem proper.

Sec. 9. And be it further enacted That any writ or process against said Corporation, may be served by the officer's leaving an attested copy thereof with the Treasurer of said Society, or at his usual place of residence, thirty days before the return day thereof; and the said Treasurer, or any agent appointed for that purpose, by the Society, or by the Directors thereof, may appear and defend or prosecute any suit in behalf of said Society.

Sec. 10. And be it further enacted, That all instruments of conveyance or contract, which may be lawfully made by said Society, if approved by the Directors, shall be signed by the President, and, if necessary, sealed with the common seal of said Society, and when so executed shall bind the Society, and be valid in law.

Sec. 11. And be it further enacted, That Daniel Emerson, Esquire, shall continue President; Ephraim Burge, Secretary; Stephen Jewett, Treasurer; Jonathan Saunderson, Enos Hardy and Benjamin M. Farley, Directors, until the first Monday of January next, and until a new election shall be made as aforesaid, and shall be, and they hereby are invested, during said time, with all the powers, which are herein given to the President, Secretary, Treasurer and Directors to be annually elected by said Society.

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE WILLIAM BALES, AMOS HOLT JUN. AND OTHERS BY THE NAME OF "THE FIRST COTTON AND WOOLEN FACTORY IN WILTON."

[Approved June 16, 1814. Original Acts, vol. 22, p. 74; recorded Acts, vol. 20, p. 214.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that William Bales, Amos Holt Jun. Jonathan Burton, Ebenezer Rockwood, William L. Bales, Joseph Gray, Ephraim Peabody, Samuel Hutchinson and their associates, successors and assigns, shall be, and they hereby are, erected into a Corporation and body politic by the name and stile of "The First Cotton and Wollen Factory in Wilton;" and by that name may sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended to final judgment and execution, and also may make, have and use a common seal, and the same, at pleasure may break, alter and renew.

Sec. 2. And be it further enacted, That the said Corporation shall have power and hereby is authorised to carry on the manufactory, on the river near Hutchinson's mills in the town of Wilton, of Cotton and Wool, and the business necessarily connected therewith, and may erect any dam, mill or mills, work or buildings, necessary for the carrying on these useful manufactories and the business connected therewith.

Sec. 3. And be it further enacted, That said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory and the business therewith connected, and the same may sell, bargain and dispose of at pleasure,—Provided, that such real estate shall not exceed in value the sum of Ten thousand dollars, and such personal estate shall not exceed the value of thirty thousand dollars.

Sec. 4 And be it further enacted, That the persons above named, or any three of them, may, by an advertisement in any public newspaper printed in the County of Hillsborough (if any such there be) call a meeting of said Corporation, to be holden in Wilton, at any suitable time and place after twenty five days from the publication of said advertisement, and the members of said Corporation by the vote of the majority of those present or represented at said meeting, (in all cases accounting and allowing one vote to each single share) shall choose a Clerk who shall be sworn by a Justice of the peace for the County of Hillsboro' to the faithful performance of his duty; a Treasurer, and such other officers as may appear necessary for the management of the business and concern of said Corporation; and shall agree on the manner of calling future meetings; and at the same or any subsequent meeting may make and establish any rules and regulations for regulating said Corporation, and the same rules and regulations may cause to be kept & executed, or for the breach thereof may order and enjoin fines and penalties not exceeding twelve dollars for any breach thereof. Provided such rules and regulations are not repugnant to the laws and Constitution of this State. And all agents or proxies at any meeting shall be authorised in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk. Provided, that no member of the Corporation shall be allowed more than six votes.

Sec. 5. And be it further enacted, That the property of said Corporation shall be divided into one hundred shares, and shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate under the seal of said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said certificate.

Sec. 6. And be it further enacted, That any shares may be alienated by the proprietor thereof, his executors and administra-

tors, by a deed under the hand and seal of him and them, acknowledged before some Justice of the peace, and recorded by the Clerk in a book to be kept for that purpose, and any purchaser named in such deed, so recorded, shall, on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser.

Sec. 7. And be it further enacted, That whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted and agreed upon by the said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorized to sell, at public vendue, the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more public newspapers printed in the County of Hillsborough (if any such there be) and in such other way as the Corporation may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale; and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the number of shares sold shall be by the Clerk entered on the books of said Corporation, and such person shall be considered, to all intents and purposes, the proprietor thereof, and the overplus (if any there be) shall be paid, on demand, by the Treasurer, to the person whose share or shares were sold.

Sec 8 And be it further enacted, That where execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded & issued, or his executor or administrator, may sue out a writ of scire facias from the Court against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods and estate of any deceased member of said Corporation, in the hands of his or their executors and administrators, with additional costs and damages.

Sec. 9. And be it further enacted, That this act shall be deemed & taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same. Provided always, That the Legislature may, from time to time, hereafter, upon due notice to said incorporation, make such farther provision and regulations, for the management of the business of said Corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

Sec. 10. And be it further enacted, That the capital stock actually employed in said Factories shall be exempt from taxation, for the term of five years, from the commencement of their operation. Provided the sum so exempted from taxation shall not exceed five thousand dollars.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF ABIJAH FOSTER, JUNIOR.

[Approved June 17, 1814. Original Acts, vol. 22, p. 75; recorded Acts, vol. 20, p. 218.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the name of Abijah Foster, junior, of Keene in the county of Cheshire, be altered and changed to George Abijah Foster, and that he be hereafter called and known by the name of George Abijah Foster; any usage to the contrary notwithstanding.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, ENTITLED "AN ACT RELATIVE TO STRAYS AND LOST GOODS," PASSED FEB. 9, 1791.

[Approved June 21, 1814. Original Acts, vol. 22, p. 76; recorded Acts, vol. 20, p. 143. Session Laws, June, 1814, p. 15. Laws, 1815 ed., p. 411; id., 1830 ed., p. 204. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 641. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted, by the Senate and house of Representatives, in General Court convened, That when any person or persons, finding any money or goods, or finding and taking up any stray beast, whereof the owner is not known, shall give notice thereof in writing to the clerk of the town or place, in which such money, goods, or beast were so found, or taken up, and particularly describe the same, according to the provisions of the act to which this is in addition, it shall be the duty of such clerk, to post up an attested copy of such notification, and description of such money, goods, or beast, so found, at three public meetings in such town or place, immediately succeeding, or read the same, publicly, at said meetings.

Sec. 2. And be it further enacted, that, in case there are no regular, stated meetings in such town or place, it shall then be the

duty of such town clerk, to post up an attested copy as aforesaid, at some public place in such town, three sabbath days, or three public meeting days, immediately succeeding the receipt of such notification and description: And that the part of said act, to which this is in addition, in the following words, to wit, "and the said clerk shall, at three public meetings of such town or place, immediately succeeding, read the same notification, given to him as aforesaid, publicly, in the same meeting," be, and the same hereby is, repealed.—

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT REGULATING THE PILING, HAULING AND REMOVING OF SEA WEED AND ROCK WEED FROM THE SEA SHORE IN THE TOWN OF RYE.

[Approved June 21, 1814. Original Acts, vol. 22, p. 77; recorded Acts, vol. 20, p. 144. Session Laws, June, 1814, p. 19. Laws, 1815 ed., p. 401; id., 1830 ed., p. 192. The act of June 14, 1800, Laws of New Hampshire, vol. 6, p. 636, is repealed by this act. See act of December 23, 1840, Session Laws, 1837-41, p. 482. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Whereas inconveniences and disputes often arise between persons who haul sea-weed and rock-weed from the Sea-shore in the town of Rye—For remedy whereof—

Be it enacted by the Senate and House of Representatives in General Court convened, That any person or persons who shall hereafter be found guilty of raking, collecting or carrying off from the sea shore, in the Town of Rye, aforesaid, any sea-weed or rock weed, or shall aid or assist therein, between day light in the evening and day light in the morning, every such offender for every such offence, shall, on conviction thereof, forfeit and pay a sum not less than six dollars, nor more than thirteen dollars.

And be it further enacted, That any person or persons who shall pile up, for the purpose of hauling away any seaweed or rock-weed, below high water mark in said town, shall on conviction thereof forfeit and pay a sum not less than six dollars, nor more than thirteen dollars.

And be it further enacted, That said penalties shall be recovered in an action of debt before any Court proper to try the same, one half of which sum shall be for the use & benefit of the person suing for the same, and the other half for the use and benefit of the said town of Rye.

And be it further enacted, That an act to prohibit any person from hauling or removing sea weed from the Sea-shore in Rye, approved June 14th 1800, be and the same is hereby repealed.

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT DIRECTING THE RETURN OF STATEMENTS EVERY YEAR FROM THE SEVERAL INCORPORATED BANKS IN THIS STATE TO HIS EXCELLENCY THE GOVERNOR AND THE COUNCIL.

[Approved June 21, 1814. Original Acts, vol. 22, p. 39; recorded Acts, vol. 20, p. 146. Session Laws, June, 1814, p. 16. Laws, 1815 ed., p. 284; id., 1830 ed., p. 130. See act of December 19, 1816, *post*; also act of June 21, 1832, Session Laws, 1832, Chap. 67. Repealed by act of July 4, 1838, id., 1837-41, Chap. 376.]

Sec. 1. Be it enacted by the senate and House of Representatives in General Court convened, that from and after the passing of this act, the Directors of the several Banks, incorporated within this state, shall on or before the monday next following the first wednesday in June in every year, make a return of the state of their several Banks, as it existed on the first Mondays in November and May next preceding the said first wednesday in June, to His Excellency the Governor and the Council, which return shall specify the amount of the capital stock actually paid in, the value of real estate belonging to the incorporation, amount of debts due whether on interest or not, amount of specie in the Vaults, amount of bills of other Banks on hand, amount of deposits and the amount of Bills in circulation, which have issued from said Bank, and the return from each Bank shall be signed by a majority of the Directors and the Cashier thereof, and the Cashier shall make oath before some magistrate authorised by the laws of this state to administer oaths, that the return so signed by him to the best of his knowledge is a just and true statement of the situation of said Bank, according to the provisions of this act. And the magistrate before whom such oath is taken, shall certify the same on the said return, before it be returned to the Governor and the Council.

Sec. 2. And be it further enacted, that it shall be the duty of the Governor for the time being on the wednesday following the said monday on which said returns must be made, to lay before the Legislature of this state in each year a true copy of the returns so made to him by the several Banks in this state for the then preceding year, and in case the Legislature shall not then be in session, then on the first day of their next session.

Sec. 3. And be it further enacted, that if any incorporated Banking Company in this state, shall neglect or refuse to make return to the Governor and Council, as is required by this act, such Banking Company so offending shall forfeit and pay a fine of one thousand dollars to this state to be recovered by an action of debt, or bill of indictment in the Supreme Judicial Court of this state in

the county in which such delinquent Bank is situated, and it shall be the duty of the Governor for the time being sometime in the month of July in each year to give information in writing of all such Banking Companies as shall not have made returns agreeably to the provisions of this act to the Attorney General whose duty it shall be to prosecute all such delinquent Banking Companies in behalf of the state in the manner prescribed by this act, to final judgment and execution, which execution may be levied on the property of such Bank; in the same way and manner as any other execution may be levied on such Bank.

Sec. 4. And be it further enacted, that the information so furnished by the Governor to the Attorney General shall be considered as admissible evidence on the trial of any banking Company for a breach of this act.

Sec. 5. And be it further enacted that it shall be the duty of the Governor if required when a return is made to him as is required by this act, by any Banking Company, its officer or agent, to give to the person making the return a certificate or receipt shewing that such return is so received by him and the time when it was received, which certificate or receipt shall be good evidence in any court, that such return was so made.

Sec. 6. And be it further enacted, that the Secretary of the State shall furnish each of the several Banking Companies in this State with an attested copy of this act, within three months from the time of its enactment.

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JAMES WALLACE, JACOB TUTTLE AND OTHERS BY THE NAME OF THE ANTRIM BRANCH COTTON & WOOLEN FACTORY—

[Approved June 21, 1814. Original Acts, vol. 22, p. 79; recorded Acts, vol. 20, p. 221.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That James Wallace, Jacob Tuttle, Isaac Baldwin, David McCauley, John Wallace, Samuel Cristy, Joseph Wallace and their associates, successors & assigns shall be, and they hereby are, erected into a Corporation and body politic by the name and stile of "The Antrim Branch Cotton & Woolen Factory," and by that name may sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended to final judgment and execution, and also may make, have and use a common seal and the same at pleasure may break alter and renew.

Sec. 2 And be it further enacted, That the said Corporation shall have power and hereby is authorised to carry on the manufactory, on the River near Wallace's Mills in the town of Antrim, of Cotton and Wool, and the business necessarily connected therewith, and may erect any dam, mill or mills, work or buildings, necessary for the carrying on these useful manufactories and the business connected therewith.—

Sec. 3. And be it further enacted, That said Corporation may be lawfully seized and possessed of such real estate and personal property as may be necessary and convenient for establishing and carrying on said Manufactory, and the business therewith connected, and the same may sell bargain and dispose of at pleasure. Provided, that such real estate shall not exceed in value the sum of Ten thousand dollars, and such personal estate shall not exceed the value of forty thousand dollars.

Sec. 4 And be it further enacted, That the persons above named or any three of them, may, by an advertisement in any public newspaper printed in the County of Hillsborough (if any such there be) call a meeting of said Corporation, to be holden in Antrim, at any suitable time and place, after twenty five days from the publication of said advertisement, and the members of said Corporation, by the vote of the majority of those present, or represented, at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn by a Justice of the Peace for the County of Hillsborough to the faithful performance of his duty; a Treasurer and such other officers as may appear necessary for the management of the business & concern of said Corporation, and shall agree on the manner of calling future meetings; and at the same, or any subsequent meeting, may make and establish any rules and regulations for regulating said Corporation, and the same rules and regulations may cause to be kept and executed, or for the breach thereof may order and enjoin fines and penalties, not exceeding twelve dollars for any breach thereof. Provided such rules and regulations are not repugnant to the laws and Constitution of this State. And all agents and proxies at any meeting shall be authorised in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk. Provided, that no member of the Corporation shall be allowed more than six votes.—

Sec. 5. And be it further enacted, That the property of said Corporation shall be divided into one hundred shares, and shall be numbered in progressive order beginning at number one, and every original number thereof shall have a certificate, under the seal of said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said Certificate.

Sec. 6 And be it further enacted, That any shares may be alienated by the proprietor thereof, his executors and administra-

tors, by a deed under the hand and seal of him and them, acknowledged before some Justice of the Peace, and recorded by the Clerk in a book to be kept for that purpose, and any purchaser named in such deed, so recorded, shall, on producing the same to the Treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser.—

Sec. 7. And be it further enacted, That whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted and agreed upon by the said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at public vendue, the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay such taxes, and necessary incidental charges, after duly notifying in one or more public newspapers printed in the County of Hillsborough (if any such there be) and in such other way as the Corporation may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the number of shares sold, shall be by the Clerk entered on the books of said Corporation, and such person shall be considered to all intents and purposes the proprietor thereof, and the overplus, if any there be, shall be paid on demand, by the Treasurer, to the person whose share or shares were sold.—

Sec. 8. And be it further enacted, That where execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied, the original plaintiff in the action, wherein the execution was awarded and issued, or his executor or administrator, may sue out a writ of Scire facias from the court against such person or persons as are or were Proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body goods or estate of any individual member, or against the goods and estate of any deceased member of said Corporation, in the hands of his or their executors and administrators, with additional costs and damages.—

Sec. 9. And be it further enacted, That this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any Court of law, without specially pleading the same. Provided always that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make such farther provision and regulations, for the management of the business of said Corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.—

Sec. 10. And be it further enacted, That the capital stock

actually employed in said Factories, shall be exempt from taxation, for the term of five years, from the commencement of their operation; Provided the sum so exempted shall not exceed the sum of five thousand dollars.—

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED, "AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER THE RIVER MERRIMAC AT A PLACE CALLED BLANCHARD'S FERRY NEAR THE MOUTH OF CONTOOCOOK RIVER FROM BOSCAWEN TO CANTERBURY & FOR SUPPORTING THE SAME."

[Approved June 21, 1814. Original Acts, vol. 22, p. 80; recorded Acts, vol. 20, p. 226. The act referred to is dated June 15, 1802, Laws of New Hampshire, vol. 7, p. 63.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That from and after the first day of July next, instead of the tolls now authorised by law to be received for passing said Bridge, it shall be lawful to demand at the same the rates following, towit, for each foot passenger one cent; for each horse and rider, six and a quarter cents; for each horse and chaise, chair or sulkey or other riding carriage drawn by one horse only, twelve and an half cents; for each riding sleigh drawn by one horse, six and a quarter cents; for each riding sleigh drawn by more than one horse, ten cents; for each coach, chariot, phaeton or other four wheeled carriage for passengers drawn by more than one horse, twenty cents; for each curricule, twelve cents; for each waggon with two horses, or other carriage of burthen drawn by two beasts, twelve and an half cents, and three cents for each additional beast; for each small waggon drawn by one horse, nine cents; for each horse or neat creature, exclusive of those rode on or in carriages, two cents; for sheep and swine one half cent each; and to each team one person and no more shall be allowed as a driver, to pass free of toll.—

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF WILLIAM BAILEY.

[Approved June 21, 1814. Original Acts, vol. 22, p. 81; recorded Acts, vol. 20, p. 226.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of William Bailey of Salisbury in the county of Hillsborough be and the same is hereby altered to Rufus William Bailey and that he be forever hereafter known and called by the said name of Rufus William Bailey, any Law Usage or Custom to the contrary notwithstanding.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE CERTAIN PERSONS, BY THE NAME OF THE SURRY COTTON AND WOOLEN FACTORY CORPORATION.

[Approved June 21, 1814. Original Acts, vol. 22, p. 82; recorded Acts, vol. 20, p. 228.]

Sec. 1. Be it enacted, by the Senate and House of Representatives in General Court convened, That Jonathan Robinson, Jonathan Harvey, Simon Baxter, Samuel Robinson, and their associates, successors and assigns, shall be, and they hereby are, incorporated into a body politic, by the name of the Surry Cotton and Woolen Factory Corporation, and by that name may sue and be sued, plead and be impleaded, defend and be defended to final Judgment and execution, and, also, make, have and use a common seal, and the same, at pleasure, may break, alter and renew.

Sec. 2. And be it further enacted, that the said Corporation shall have power, and is hereby authorised, to carry on the manufactory of cotton and woolen goods, in Surry, and the business necessarily connected therewith, and may erect any dam or dams, mill or mills, works or buildings, necessary for carrying on and conducting said manufactory, and have and enjoy all the privileges incident to corporations of a similar nature.

Sec. 3. And be it further enacted, that the said corporation may be lawfully seized and possessed of such real and personal estate, as may be necessary and convenient for establishing and carrying on said manufactory, and the business therewith con-

nected, and the same may sell, bargain, and dispose of, at pleasure, provided, such real estate shall not exceed in value, the sum of ten thousand dollars, and such personal estate, thirty thousand dollars.—

Sec. 4. And be it further enacted, that Jonathan Robinson & Jonathan Harvey, or either of them, may, by an advertisement in any public newspaper printed in the county of Cheshire, call a meeting of said corporation, to be holden in Surry aforesaid, at any suitable time and place, after twenty days from the publication of said advertisement; and the members of said corporation, by a majority of those present at said meeting, in all cases accounting and allowing one vote for each single share, shall choose a clerk, who shall be sworn, by some Justice of the peace for the county of Cheshire, to the faithful discharge and performance of his duty, a treasurer, and such other officers as may appear necessary, for the management of the concerns of said corporation, and shall agree on the manner of calling future meetings, and at the same, or any subsequent meeting, may make and establish any rules, bye-laws and regulations, for the prudent management of said corporation, and for the breach thereof may order and enjoin fines and penalties, not exceeding ten dollars, for any breach thereof, provided, such bye-laws and regulations are not repugnant to the laws and constitution of this State; and all agents, and proxies, at any meeting, shall be authorised in writing, signed by the person by whom they are appointed, which writing shall be filed and recorded by the clerk, provided, no member of the Corporation shall be allowed more than six votes.

Sec. 5. And be it further enacted, that the property of said corporation shall be, and is, hereby, divided into one hundred shares, which shall be numbered in progressive order, beginning at number one, and each original number thereof shall have a certificate, under the seal of said corporation, signed by the treasurer, signifying the owner's property in such share as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any share or shares may be alienated by the proprietor thereof, his executors or administrators, by deed, under the hand and seal of him or them, acknowledged before some Justice of the peace, and recorded by the clerk in a book, to be provided and kept for that purpose; and any purchaser, named in such deed, so recorded, shall, on producing the same to the treasurer, and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said corporation shall neglect or refuse to pay any tax or assessment, duly voted and agreed upon, by said corporation, to their treasurer, within thirty days after the time set for the payment

thereof, the treasurer of said corporation is hereby authorized to sell, at public vendue, the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay such taxes, and incidental charges, after notifying in one or more newspapers, printed in the county of Cheshire, and in such other way as the corporation may direct, the sum due on such share or shares, and the time and place of sale, at least thirty days previous to the time of sale; and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same, and, on producing a certificate of such sale, from the treasurer, to the clerk of said corporation, the name of such purchaser, with the number of the share or shares so sold, shall be, by the clerk, entered on the books of said corporation, and such purchaser shall be considered, to all intents and purposes, the proprietor thereof, and the over-plus, if any there be, shall be paid on demand, by the treasurer, to the person, whose share or shares were so sold.—

Sec. 8. And be it further enacted, that when execution shall issue on any judgment recovered against said corporation, and the same shall be returned not satisfied,—the original plaintiff in the action, wherein the execution was awarded and issued, or his executor or administrator may sue out a writ of scire facias from the court, against such person or persons as are or were proprietors and members of said corporation, at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods and estate of any deceased member of said corporation, in the hands of his or their executors and administrators, with additional costs and damages.

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a public act, and, as such, may be declared upon, and given in evidence, in any court of law, without specially pleading the same, provided always, that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations, for the management of the concerns of said corporation, and the government thereof, as shall be deemed expedient.

Sec. 10. And be it further enacted, that five thousand dollars, capital stock, actually employed in said Factory, shall be exempt from taxation, for the term of five years, from and after the passing of this act.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE AN INSTRUMENTAL MUSIC SOCIETY IN NEWPORT.

[Approved June 21, 1814. Original Acts, vol. 22, p. 83; recorded Acts, vol. 20, p. 232.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That William Cheney, Arnold Ellis, Asa Mcgregory, Bela W. Jencks, John B. Mcgregory, Meigs Buel, David Lyon Jun. Norman Mcgregory, Philip W Kibbey, Aaron Dame, Micah Flanders, Benjamin McAllaster, Erastus Baldwin, Henry Kelcey, Levi Buel, and their Associates and Successors be, and hereby are, incorporated and made a body corporate and politic to have continuance and succession forever, under the name of the Newport Instrumental Music Society and in that name may sue and prosecute and be sued and prosecuted to final judgment and execution; and shall be, and hereby are vested with all the powers and privileges, which, by law, are incident to corporations of a similar nature.—

And be it further enacted, That the said William Cheney and Arnold Ellis, or either of them shall call a meeting of the members of said Society by an Advertisement, purporting the intentions of said Meeting, posted up at two public places, in said Newport, at least fifteen days prior to the day of Meeting; and the members of said Society, by a vote of a majority of those present, at said meeting, (accounting and allowing to each member of said Society in all cases, one vote for each and every two dollars that he shall have paid into the Treasury of said Society, for the purpose and benefit of the same) shall choose a Secretary, who shall be sworn to the faithful discharge of the duties of said office,—and shall agree on the method of calling future meetings; and at the same, or any subsequent meeting, may establish the time of their annual meeting; and may elect such officers; make and establish such bye laws, as to them shall seem necessary and convenient for the regulation and government of said Society, and for carrying into effect the objects for which said Society was established, and the same Bye-laws may cause to be executed, and annex penalties to the breach thereof. Provided said Rules and Bye-laws are not repugnant to the Constitution and Laws of this State.—

And be it further enacted, That no person shall become a member of said Society, without first paying into the Treasury of said Society the sum of Two dollars, and subscribing to the Constitution and By Laws of said Society. And this act and all Rules Regula-

tions and proceedings of said Society, shall be fairly and truly recorded, by the Secretary, in a Book or books by him kept for that purpose.—

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CONGREGATIONAL SOCIETY IN DURHAM—

[Approved June 21, 1814. Original Acts, vol. 22, p. 84; recorded Acts, vol. 20, p. 234.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Ebenezer Smith, Benjamin Thompson, Valentine Smith, John Blydenburgh, Joseph Richardson, Eleazer Bennett, Ebenezer Doe, Edmund Pendergast, Thomas Chesley, James Durgin Jun^r Ballard Pinkham, Valentine Mathes Jun^r Samuel Edgerley, John Smith Jun^r Stephen Paul, Joseph Coe, Samuel Joy, Daniel Smith, Joshua Ballard, Nathan Woodman, Samuel Edgerley Jun^r Seth S. Walker, William Cogan, Reuben Bickford and James Lighton and their associates, proprietors of the Meeting house in said Town, with such others as are or may hereafter be admitted into said Society be, and they hereby are made and erected into a body politic and corporate, to have continuance and succession forever by the name and style of the Congregational Society in Durham, and by that name may sue & be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate not exceeding seven thousand dollars for the use of said Association, and may make, have and use a common seal, and the same, at pleasure, may break, alter and renew, and may ordain, and put in execution such bye laws, rules and ordinances as to them shall appear necessary and convenient for the government of said corporation, Provided such bye laws, rules and ordinances are not repugnant to the Constitution and laws of this State.—

2. And be it further enacted, That said corporation be, and they hereby are authorised and empowered to keep in repair the Meeting House now standing in said Town, or to erect, build, finish and keep in repair, at any future period, a house or houses for public worship, and may assess and collect taxes for said purposes, and for the maintenance and support of the gospel ministry.—

3—And be it further enacted, That the first meeting of said asso-

ciation shall be holden in said Durham, on the first Monday of August next, at two o'clock in the afternoon, and notice thereof shall be given by a notification to be posted up at two public places in said town under the hands of said Ebenezer Smith, Benjamin Thompson and Valentine Smith Esquires, or any two of them, at least fifteen days prior to said meeting, who shall preside therein until a Moderator is chosen; at which meeting the Proprietors and owners of said Meeting house, and those associated with them, may choose all such officers as may be necessary for the orderly conducting of the concerns of said Corporation, who, if thought necessary, shall be sworn, and continue in office until others are chosen and sworn in their room, And said corporation may assemble as often as they may conceive necessary, for filling up any vacancy that may happen in said offices, and for transacting any other business that may be thought proper, excepting the raising of money, which shall be done at the annual meeting, and at no other time; at which annual meeting they shall vote all sums of money requisite for carrying the intentions of this act into execution, and for defraying the contingent expenses of said Corporation, and may do and transact all other business which by virtue of this act can be done and transacted.

4—And be it further enacted, that any sum or sums of money that said Corporation may deem necessary for the purpose of repairing and keeping in repair said Meeting house shall be assessed on the Pews belonging to the same, according to their value, which value shall be ascertained by a Committee of three persons to be chosen for that purpose by said Corporation, and if the owner or proprietor of any pew or pews shall neglect or refuse to pay any assessment made as aforesaid, such delinquent proprietor's pew or pews may be sold for the payment thereof, in such manner as said Corporation may agree and vote

5—And be it further enacted, That no person shall be considered as joining said Society, unless he or she shall sign his or her name in the book of records belonging to said society, and any member of said society shall be discharged therefrom by his or her giving notice thereof in writing to the Clerk of said Society. Provided that all persons who shall be discharged from said Society shall be holden to pay their just proportion of all debts said Society shall owe, in their corporate capacity, at the time of their leaving the same—

6.—And be it further enacted, That the annual meeting of said corporation shall be holden on the first monday of September, forever—

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF ONE AND AN HALF CENT PER ACRE ON
THE UNIMPROVED LAND IN THE TOWN OF EATON.

[Approved June 21, 1814. Original Acts, vol. 22, p. 85; recorded Acts, vol. 20, p. 237.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Selectmen of Eaton be, and they hereby are authorised and empowered to assess a tax of one and an half cent upon each and every acre of unimproved land in said town of Eaton, (public rights excepted) and collect the same, for the purpose of repairing a certain road or highway leading from said town of Eaton to Mr Ephraim Knights' in Ossipee, and also a certain other road or highway leading from said Eaton to Tamworth, and Ephraim Knight of Ossipee is hereby appointed to see the same faithfully laid out and expended in repairing said roads or highways and the bridges therein according to the true intent and meaning of this act

And be it further enacted, That the owners of unimproved land in said Eaton, whether residents or nonresidents, shall have the liberty of working out their taxes on said roads and bridges, under the direction of said Ephraim Knight, whose duty it shall be to superintend the same or to appoint some suitable person for that purpose, for whose faithfulness therein said Knight shall be responsible, at the rate of eight cents per hour for an able bodied man, finding his own tools and diet, and for ox work including chains, at the rate of eight cents per hour for each yoke of oxen: Provided they shall be ready to perform said work when called upon by said Knight by the twentieth day of September next.

And be it further enacted, That it shall be the duty of said Selectmen to execute their bond to said Ephraim Knight in the sum of one thousand dollars to pay over to him the said Knight the amount of said tax on or before the first day of July 1815, which bond shall be given before they proceed to collect said tax;—And it shall be the duty of said Knight to make and execute his bond to the Clerk of the Circuit Court of Common Pleas in the County of Strafford, in the like sum, conditioned to fulfil the trust by this act reposed in him, and to render an account of his doings in the premises to the Justices of the Circuit Court of Common Pleas for the Eastern Circuit as soon as may be after said tax shall have been laid out as aforesaid.

And be it further enacted, That a certificate signed by said Ephraim Knight of the payment of any sums of money, or ex-

pressing the amount of any labor performed by any owners of unimproved land, in said town, shall be received by said Selectmen in payment of said tax.

And be it further enacted That said Selectmen shall give public notice in the New Hampshire Gazette three weeks successively commencing on or before the fifteenth day of August next, of said assessment, and leave granted to the owners aforesaid to work out said tax, as is herein before provided.

And be it further enacted, That in case the said taxes shall not be paid to the said Selectmen on or before the first day of January next, the said Selectmen may proceed to enforce the collection thereof in the same way and manner as by law is provided for the collection of State and County taxes, excepting only that they shall not be obliged to leave a Copy of said Tax List with the Deputy Secretary.

And be it further enacted, That it shall be the duty of the Selectmen aforesaid to leave at the office of the Deputy Secretary a true and attested copy of sales by them made in pursuance of this act, within thirty days from the time of such sale. And the Proprietors and claimants of any lands sold for payment of said taxes shall have a right to redeem the same, by payment of the tax and charges incurred, by said sale, with twelve per centum Interest thereon from the time of sale, either to the Deputy Secretary or the said Selectmen, within one year from the day of sale. And the Deputy Secretary shall pay over all monies by him received therefor, to the said Selectmen, at the end of the year, or sooner if requested, for the benefit of the purchaser, or to the purchasers within that time; and the Deputy Secretary is hereby authorised to demand and receive such compensation for his services, as by law he is entitled to receive of the Collectors of non resident taxes.

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF THREE CENTS PER ACRE ON EACH ACRE OF LAND IN BARKER'S LOCATION—

[Approved June 21, 1814. Original Acts, vol. 22, p. 86; recorded Acts, vol. 20, p. 246.]

Be it enacted, by the Senate and House of Representatives in General Court convened, that a tax of three cents per acre, on each and every acre of Land in a place in this State, called Barker's Location, be assessed and collected, and that it be laid out and expended in making and repairing the road in said Location, which communicates with Lancaster and Jefferson—

And be it further enacted, that William Farrar Esqr of Lancaster, John Marden Jr. of said Barker's Location, and James Rider, of Jefferson, be a Committee with full power to assess, collect, and lay out, in manner aforesaid, said tax—And they hereby are vested with all power and authority, for the purposes aforesaid, which Select Men have to assess & collect State taxes—

And be it further enacted, that the owners of Land in said Location, whether residents or non-residents, shall have the privilege of working out their taxes on said road, under the direction of said Committee, whose duty shall be to superintend the same, or appoint some suitable person for that purpose, for whose faithfulness therein said Committee shall be accountable, at the rate of eight cents per hour for an able bodied man finding his own tools and diet, and for ox work, including chains, at the rate of eight cents per hour for each yoke of oxen, provided they shall be ready to perform said work, when called upon by said Committee, by the twentieth day of September next—

And be it further enacted, that said Committee shall, before receiving or collecting any part of said tax, execute their bond, in the sum of six hundred dollars, to the Clerk of the Circuit Court of Common Pleas, within the Western Circuit, and for the County of Coos, for the faithful performance of the duties assigned them by this act—And said Committee shall render an account of their doings to the Justices of said Court, to be holden in the County of Coos, at their next Session, after said tax shall have been collected & laid out as aforesaid,—And at any other time when thereto required by said Court—

And be it further enacted, that said Committee shall give public notice in the New Hampshire Gazette, three weeks successively, on or before the twentieth day of July next, of said assessment, and leave granted to the owners aforesaid to work out said tax, as is herein before mentioned—

And be it further enacted, that in case the said taxes shall not be paid on or before the twentieth day of January next, the said Committee may proceed to enforce the collection thereof in the same way and manner as Select Men are, by law, empowered to collect State & County taxes, excepting only, that they shall not be obliged to leave an attested copy of said tax list with the Deputy Secretary, for the payment of said assessment—

And be it further enacted, that it shall be the duty of the Committee aforesaid, to leave at the Office of the Deputy Secretary of this State, a true and attested copy of all sales by them made in pursuance of this Act, within thirty days from the time of sale—And the proprietors and claimants of any lands, sold for the payment of said taxes, shall have a right to redeem the same, by payment of the tax, and charges incurred thereon by said sale, with twelve per cent. interest on the amount, from the time of sale, to

the Deputy Secretary, or said Committee, or either of them, within one year from the day of sale; And the Deputy Secretary is hereby authorized to demand and receive such compensation for his services, as, by law, he is entitled to receive in other cases of a similar nature—And he shall pay over, at the end of the year, or sooner, if requested, all monies received therefor, to any one of said Committee, or to their written order, for the benefit of any purchaser, or purchasers, of any lands so redeemed—

[CHAPTER 37:]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
HOLLES CALVINISTIC BAPTIST SOCIETY.

[Approved June 21, 1814. Original Acts, vol. 22, p. 87; recorded Acts, vol. 20, p. 262.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That Asa Hobart, Luther Phelps, Joseph Rideout Benjamin Paul, David Sundeath and their associates and all such as may hereafter associate with them be, and they hereby are, incorporated into and made a body corporate and politic by the name of the *Holles Calvinistic Baptist Society*, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and hereby are invested with all the powers and privileges incident to corporations of a similar nature.

And be it further enacted, That the said Corporation are hereby authorised and empowered to raise such sum or sums of money as they shall judge necessary, for the support or maintenance of a public Teacher or teachers of Piety, Religion and Morality, and to build or repair Houses of public worship, and to choose all proper officers for managing the concerns of said Society, and to make and establish rules & By-Laws necessary for the regulation of the same—Provided they are not repugnant to the Constitution and laws of this State.

And be it further enacted, That said Society shall annually meet on the first Tuesday of September for the purpose of raising money for the purposes aforesaid and for choosing all proper officers for transacting the business of said Corporation, who shall be sworn to the faithful discharge of their duty, and all meetings of said Society shall, in future, be notified by the Clerk of said Corporation, who shall call any meeting by posting up a notification, setting forth the business to be transacted at said meeting, to be posted up at such place or places as said Corporation shall direct, fifteen days prior to such meeting.

And be it further enacted, That Asa Hobart & Benj^a Paul or either of them, shall warn and preside at the first meeting of said Corporation, till a Moderator shall be chosen, which meeting shall be warned by posting up a notification setting forth all matters and things to be acted upon in said meeting, at two public places in said Holles, at least fifteen days prior to said meeting, and shall be holden at such time and place in said Holles as said Hobart & Paul shall judge most convenient. And at said first meeting said Society shall have the same power to choose officers, as they have by virtue of this act, at their annual Meeting.

Provided, nevertheless, that any member of said Society upon removing from the Town of Holles shall cease to be a member of said Society, upon his signifying his intention of the same in writing to the Clerk of said Society, whose duty it shall be to record the same on the records of said Society.—

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT TO PREVENT THE DESTRUCTION OF FISH IN TURKEY PONDS, SO CALLED, IN CONCORD IN THE COUNTY OF ROCKINGHAM.

[Approved June 22, 1814. Original Acts, vol. 22, p. 88; recorded Acts, vol. 20, p. 149. Session Laws, June, 1814, p. 24. Laws, 1815 ed., p. 449; id., 1830 ed., p. 251. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Wholly repealed by act of December 23, 1842. See Revised Statutes (1842); Chap. 230.]

Be it enacted, by the Senate and House of Representatives in General Court, convened, that from and after the passing of this Act, if any person or persons, shall use any spear, seine, or stab, for the purpose of catching or destroying any fish in said Ponds, such person or persons so, offending shall for every fish so caught, or destroyed forfeit and pay the sum of two dollars, to be recovered with cost, by action of debt, by any person who shall sue for the same, before any Justice of the Peace in the County of Rockingham;—one half of the said sum of two dollars, so recovered, as aforesaid to be appropriated by the person who shall sue for the same, and the other half to be and remain for the use of the said County of Rockingham—

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT FOR THE BETTER OBSERVATION OF THE LORD'S DAY AND FOR REPEALING ALL THE LAWS HERETOFORE MADE FOR THAT PURPOSE."

[Approved June 22, 1814. Original Acts, vol. 22, p. 89; recorded Acts, vol. 20, p. 152. Session Laws, June, 1814, p. 23. Laws, 1815 ed., p. 349; id., 1830 ed., p. 171. The act referred to is dated December 24, 1799, Laws of New Hampshire, vol. 6, p. 592. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Whereas Justices of the peace within this State, have under a misapprehension of the law, given permissions to travel on the Lord's day contrary to the true spirit of the act to which this is in addition—Therefore

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this Act, no licence or permission granted by any Justice of the Peace shall be available in law to any person or persons found travelling within this state, on the first day of the week commonly called the Lord's day, in the stile and capacity of a teamster or carrier with any team or carriage of burthen, or to any person or persons found travelling on said day in the stile and capacity of a drover with any horses, cattle or other beasts, but all such licences or permissions so granted as aforesaid by any Justice of the Peace to any such teamster, carrier or drover shall be utterly null and void, any law, usage or custom to the contrary notwithstanding.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT REGULATING SUITS ON SHERIFF'S BONDS.

[Approved June 22, 1814. Original Acts, vol. 22, p. 90; recorded Acts, vol. 20, p. 153. Session Laws, June, 1814, p. 21. Laws, 1815 ed., p. 140. See act of February 8, 1791, Laws of New Hampshire, vol. 5, p. 608; also act of June 24, 1813, *ante*, p. 259. Repealed by act of June 29, 1829, Laws, 1830 ed., p. 527.]

Sec. 1 Be it enacted by the Senate and House of Representatives in General Court convened—that when the condition of any bond, which now is or may hereafter be given to the Treasurer of this state, by any Sheriff for the faithful performance of the duties of his office, and to answer for the mal-feasance or misfeasance of all his deputies shall be broken, to the injury of any person, such

person may cause a suit to be instituted upon such bond, at his own cost, but in the name of the Treasurer, and if pending such suit the person being Treasurer shall by death, resignation, removal, expiration of his term of office, or other cause, cease to be Treasurer, said suit may be prosecuted to judgment and execution, in the name of his successor or successors, provided however, that no such suit shall be instituted on such bond by any person for his own use, until such person shall have recovered judgment against the sheriff, his executors or administrators, in an action brought for the default, malfeasance, misfeasance or nonfeasance of the Sheriff or his deputy.

Sec. 2. And be it further enacted— That actions for the malfeasance, misfeasance or nonfeasance of any Sheriff, or of any of his deputies may be sued against the executors or administrators of such sheriff, in the same manner as if the cause of such action survived against the executor or administrator at the common Law— Provided however that this act shall not be understood to make any surety in any bond given by the Sheriff as aforesaid, before the passing of this act liable to any suit which could not heretofore be legally prosecuted against him.

Sec. 3. And be it further enacted—That it shall be the duty of the Treasurer aforesaid to deliver an attested copy of any sheriff's bond to any person applying and paying for the same; and such attested copy shall be received as evidence in any case. Provided nevertheless that if, in any suit, the execution of the bond shall be disputed, the Court may order the Treasurer to bring the original bond with him into court.

Sect. 4. And be it further enacted—That in any suit on such sheriff's bonds, the declaration of the writ shall set forth the condition of the bond, and assign the breach or breaches relied upon in the action; and judgment in such suit shall not be a bar to any other action of debt on said bond assigning other breaches—And if, in any such suit, the defendant or defendants shall recover judgment for costs, execution therefor shall not issue against the Treasurer; but the endorser of the writ, shall be liable to pay the same, and scire facias may be sued out against such endorser, without the issuing or return of a writ of execution against the Treasurer.—

[CHAPTER 41.]

State of)
New Hampshire.)

AN ACT IN ADDITION TO AND IN AMENDMENT OF AN ACT, ENTITLED
 "AN ACT IN ADDITION TO AND IN AMENDMENT OF AN ACT, INTI-
 TLED AN ACT FOR THE LIMITATION OF ACTIONS, AND FOR PRE-
 VENTING OF VEXATIOUS SUITS, PASSED THE 16TH DAY OF JUNE,
 A. D. 1791.

[Approved June 22, 1814. Original Acts, vol. 22, p. 91; recorded Acts, vol. 20, p. 155. Session Laws, June, 1814, p. 20. Laws, 1815 ed., p. 170. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 769. Repealed by act of July 2, 1822, Laws, 1824 ed., p. 171.]

Sec. 1. Be it enacted by the Senate and House of Representa-
 tives, in General Court convened, that from and after the passing
 of this act, no hearing for the probate of any will in solemn form,
 shall be granted, had or sustained by or before any probate Court
 in this state, unless petitioned for within six years next after the
 probate of said Will in common form.

Sec. 2. And be it further enacted, that this act shall not be
 understood to bar any infant, feme covert, person imprisoned, or
 beyond sea, without the United States, or non compos mentis, from
 petitioning any court of probate, in this state, for a new hearing
 relative to the probate of any will as aforesaid, within the term of
 two years, reckoning from the time, that such inability shall be re-
 moved.

[CHAPTER 42.]

State of)
New Hampshire.)

AN ACT TO REPEAL AN ACT, MADE AND PASSED ON THE TWENTY
 SECOND DAY OF DECEMBER ONE THOUSAND EIGHT HUNDRED AND
 EIGHT, ENTITLED AN ACT FOR THE ENCOURAGEMENT OF SUNDRY
 MANUFACTURES.

[Approved June 22, 1814. Original Acts, vol. 22, p. 92; recorded Acts, vol. 20, p. 157. Session Laws, June, 1814, p. 20. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 770. See act of June 26, 1816, *post.*]

Be it enacted by the Senate and House of Representatives in
 General Court convened, That the aforesaid Act, and every part
 thereof, be, and the same is hereby repealed.

[CHAPTER 43.]

State of)
New Hampshire. }

AN ACT TO INCORPORATE THE PITTSFIELD MUSICAL SOCIETY.

[Approved June 22, 1814. Original Acts, vol. 22, p. 93; recorded Acts, vol. 20, p. 219.]

Be it enacted by the Senate and House of Representatives in General Court convened that Thomas Berry Jun^r Josiah Prescott, Dearborn James, Samuel Hilyard, Benjamin Sargent Jun^r Ebenezer Berry and Ebenezer Prescott Jun^r and all such as are or may hereafter become members of said Society be and they hereby are made a body corporate by the name of The Pittsfield Musical Society with continuation and succession forever and in that name may sue and be sued, may plead and be impleaded in all personal actions and may prosecute and defend the same to final judgment and execution. And they are hereby vested with all the powers, privileges and immunities incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four Dollars for each offence to be recovered by said Society to their use in an action of debt in any Court proper to try the same; and they may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of one thousand Dollars for the purpose and benefit of their association.

And be it further enacted that said Society be and they hereby are authorized to assemble at Pittsfield aforesaid on the first Monday of September annually to choose all such Officers as may be found necessary for conducting the affairs of said Corporation who shall continue in office until others are chosen in their room, and said Corporation may assemble as often as may be found necessary for the filling any vacancies that may happen in said Offices, and for transacting all other business for the good of said Corporation, excepting the raising of money which shall always be done at their annual meeting and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for the purchase of books and musical instruments and for defraying the contingent expences of said Society, and shall make and establish such rules, regulations and by-laws for the government of said Society as may from time to time by them be found necessary, provided the same are not repugnant to the laws and Constitution of this State.

And be it further enacted that the aforesaid Thomas Berry Jun^r and Josiah Prescott, are hereby authorized and impowered to call the first meeting of said Society at such time and place in said

Pittsfield as they or either of them may appoint by posting a notification at the Congregational meeting house in said Pittsfield at least ten days before the time of holding said meeting, and to preside in said meeting until a Moderator be chosen; and the said Society at said meeting shall have all the power and authority to make and establish all such rules, regulations and by-laws and to choose all such Officers as they may or can do by virtue of this Act at their annual meeting.—

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT GRANTING CERTAIN LANDS THEREIN DESCRIBED TO
EBENEZER L. HALL, WILLIAM MILES JUN. AND WILLIAM WHITE
AND THEIR HEIRS AND ASSIGNS.—

[Approved June 22, 1814. Original Acts, vol. 22, p. 94; recorded Acts, vol. 20, p. 239.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Treasurer of said State be and he hereby is authorised to release and quit claim to Ebenezer L. Hall of Bartlett in the County of Coos Esquire and to his heirs & assigns forever, in behalf of said State, a certain tract or parcel of land on the north side of the Mountain between the towns of Burton in the County of Strafford and Bartlett in the County of Coos, on the South side of Saco River, containing fifty acres and bounded as follows, Beginning at the Southwesterly corner of Philip Baley's location, so called, in said Bartlett, thence running East ten degrees South, eighty rods, on the Southerly line of said Location then South ten degrees West up said mountain one hundred rods, thence West ten degrees north eighty rods, thence North ten degrees East down said mountain to the bound first mentioned; Also another certain tract or parcel of land containing fifty acres, on the South side of a certain other mountain, and north side of said river, bounded as follows, Beginning at the Southwest corner of a piece of land the State formerly sold to Philip Harriman, adjoining the northerly line of Vere Roys's Location, so called, in said Bartlett, thence running West ten degrees North, on the Northerly line of said Location, two hundred rods, thence North ten degrees East forty rods, up said Mountain, thence East ten degrees South two hundred rods, thence South ten degrees West, down said Mountain, forty rods, to the first mentioned bound,—

Provided said Ebenezer L Hall shall pay into the Treasury of this State, twenty five cents, per acre, for the fifty acres first above

described, before the close of the present Session of the Legislature, and ninety dollars, with Interest, for the fifty acres last above described, on or before the end of the next June Session of the Legislature, agreeably to a report thereon made by Benjamin Gilman Esquire, dated the 26th day of August 1813, who was appointed by the Legislature to appraise the same.

And be it further enacted, That the Treasurer of said State be and he hereby is authorised and empowered to release and quit claim, in behalf of said State, to William Miles Jun. of Bartlett in said County of Coos, Yeoman, and to his heirs and assigns forever a certain tract or parcel of Land containing two hundred and fifty acres adjoining the town of Bartlett in said County, bounded as follows, Beginning at the North east corner of land owned by Daniel Rogers, thence running West ten degrees North, on the Northerly side line of Vere Roys's location four hundred rods, thence running North, ten degrees East, one hundred rods, thence East ten degrees South four hundred rods, thence South ten degrees West, one hundred rods, to the bound first mentioned. Provided said William Miles Jun. shall pay into the Treasury of this State before the close of the present Session of the Legislature the sum of forty nine dollars and seventy five cents agreeably to the report of a Committee appointed for that purpose.

And be it further enacted, That the Treasurer of said State be, and he hereby is authorised and empowered in behalf of said State, to release and quit claim to William White of Bartlett in said County of Coos husbandman, and to his heirs and assigns forever, a certain tract or parcel of land adjoining the Town of Bartlett aforesaid, containing sixty five acres, adjoining his lot, in said town, described as follows, Beginning at the South west corner of said White's Lot aforesaid, and thence running South by land granted above to Ebenezer L. Hall, one hundred rods, thence East one hundred rods to land sold by said State to Hubbard C. Herri-man, thence northerly to the Southeast corner of said White's Lot aforesaid, thence by the South end of his lot to the first bound.— Provided said White shall pay into the Treasury of this State, before the close of the present Session, twenty five cents per acre, for said Land, agreeably to a resolve of the Legislature passed in October Session, 1813.—

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CONGREGATIONAL SOCIETY IN
NEW HAMPTON

[Approved June 22, 1814. Original Acts, vol. 22, p. 95; recorded Acts, vol. 20, p. 242.]

Be it enacted by the Senate and House of Representatives in General Court convened, That William B. Kelley, Daniel Smith, Ebenezer Sandborn, and Nicholas M Taylor, and their Associates, & such as may hereafter be admitted into said Society, be and they hereby are made and erected into a body politic and corporate to have continuance and succession forever by the name and style of The First Congregational Society in New Hampton, and by that name and style may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution and hereby are vested with all the powers and privileges incident to corporations of a similar nature; & may enjoin penalties of disfranchisement, may make, have, and use a common seal, and the same at pleasure may break, alter and renew, and may make, purchase and receive subscriptions, grants and donations of real and personal estate, not exceeding seven thousand dollars for the use and benefit of said Association, and may ordain and enforce such By-laws and ordinances as to them shall appear necessary and convenient for the Government of said Corporation.

Provided such By-laws and ordinances are not repugnant to the Constitution and laws of this State.

And be it further enacted, That said Corporation be and they hereby are authorised and empowered to keep in repair the Meeting House in said New Hampton, belonging to said Association, and to erect, build, finish and keep in repair, at any future period, a House or Houses for public worship, and may assess and collect taxes for said purposes, and for the maintenance and support of the Gospel Ministry. And said Corporation shall have and enjoy all the privileges that were granted by the original Grantors of said town to the Proprietors thereof.

And be it further enacted, That the first meeting of said Corporation shall be holden in said New Hampton on the first Monday of October next, at two o'clock in the afternoon and notice thereof shall be given by a notification to be posted at two public places in said New Hampton, under the hands of the persons before named, or any two of them, at least fifteen days prior to said meeting; who shall preside in said Meeting until a moderator shall be chosen; at which, or any subsequent meeting, duly warned, said

Corporation may choose all such officers as may be necessary for the orderly conducting of the affairs of said Corporation, who shall be duly sworn and continue in office until others are chosen and sworn in their room, and may fill up any vacancies that may happen in said offices, and do and transact any other business necessary to be done, except the raising of money, which shall be done at their annual meeting, and at no other time; at which annual meeting they shall vote to assess and collect all sums of money proper for carrying the designs of the Corporation into execution, and for defraying the contingent expences of the same, and shall do and transact all other business necessary to be transacted for the benefit of said Society.

And be it further enacted, That the annual meeting of said Corporation shall be holden in said New Hampton on the first Monday of October forever.—

And be it further enacted, That the proprietors and owners of pews in said Meeting House shall be liable to pay such taxes as shall be assessed thereon, for the purpose of repairing said Meeting House, and on refusal or neglect to pay such taxes the pew or pews of such delinquent owner or owners may be exposed to sale, under the rules and by-laws of said Corporation.—

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE ANDOVER SOCIAL LIBRARY—

[Approved June 22, 1814. Original Acts, vol. 22, p. 96; recorded Acts, vol. 20, p. 244.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That Jonathan Weare, Esquire, Rev^d Josiah Badcock, Doctor Silas Merrill, proprietors of said Library, and such as are or may become hereafter proprietors of the same be, and they hereby are incorporated into a body corporate and politic by the name of the "Andover Social Library," with continuance and succession forever; and in that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution; and are hereby vested with all the powers and privileges incident to corporations of a similar nature and may enjoin penalties of disfranchisement and fine not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any Court proper to try the same, and may purchase and receive subscriptions, grants and donations, of personal estate, not exceeding the sum of two thousand dollars, for the use of their association.—

And be it further enacted, That said Proprietors be, and they hereby are authorised and empowered to meet at Andover in the County of Hillsborough on the first Monday of September annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Corporation, who shall continue in office until others are chosen in their room; and the said Corporation may convene as often as may be found necessary for the filling up of any vacancies that may happen in said offices, and for transacting all other business, touching the welfare of said Corporation, excepting the raising of money, which shall always be done at their annual meeting, and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library and for enlarging the same; and shall make and establish a Constitution with rules and bye laws for the Government of said Corporation; provided the same be not repugnant to the laws and Constitution of this State.—

And be it further enacted, That the collection of Books, manuscripts, charts, maps, duplicates and other things belonging to said Library shall forever be deposited and kept in some suitable place within one and an half miles of the Centre square (so called, in s^d town and shall never be removed out of said bounds, unless by a vote of two thirds of the Proprietors.

And be it further enacted, That said Jonathan Weare, Josiah Badcock and Silas Merrill, or any two of them, be, and they hereby are authorised and empowered to call the first meeting of said Proprietors, at any suitable time and place, near the centre or compact part of said Andover, by posting up two notifications for that purpose, at or near the centre or compact part of said town at least fifteen days prior to the time of holding said meeting; and to preside in said meeting until a moderator shall be chosen, and the said proprietors at said meeting, shall have all the power and authority to establish a constitution, rules and by-laws, and to choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CONGREGATIONAL SOCIETY IN STRATHAM.

[Approved June 22, 1814. Original Acts, vol. 22, p. 97; recorded Acts, vol. 20, p. 249.]

Section 1.—Be it enacted by the Senate and House of Representatives in General Court convened, That Paine Wingate, Josiah

Bartlett, Samuel Lane, Daniel Wiggin, James Diman, Andrew Wiggin Levi Wiggin, Ford Merrill Josiah Smith and Benjamin D. Foss and their associates, with such as may hereafter be admitted into said Society, including all those who were formerly under the Ministry of the Rev^d M^r Miltimore, and who were taxed for the purchase of the Parsonage House and Lands for his accommodation, at the time of his settlement, and also their heirs, who reside in said town, and such as have since the settlement aforesaid moved into said town, or may hereafter move in and become inhabitants thereof, be, and they hereby are made and erected into a body politic and corporate to have continuance and succession forever by the name and style of The Congregational Society in Stratham, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, make have and use a common seal, and the same, at pleasure, may break, alter and renew, and may make, purchase and receive subscriptions grants and donations of real and personal estate, not exceeding Seven thousand dollars, for the use and benefit of said Association, and may ordain and enforce such by-laws and ordinances as to them shall appear necessary and convenient for the government of said Corporation. Provided such By laws and ordinances are not repugnant to the Constitution and laws of said State.

Sec 2. And be it further enacted, That said Corporation be and they hereby are authorised and empowered to keep in repair the Congregational Meeting House, now standing and being in said Stratham, and to erect, build, finish and keep in repair at any future period, a House or Houses for public, social worship, and may assess and collect taxes for said purposes and for the maintenance and support of the Gospel Ministry.

Sec. 3. And be it further enacted, That the first meeting of said Corporation shall be holden in said Stratham, on the second Monday of August next, at one o'clock in the afternoon, and warning thereof shall be given by notification to be posted up at two public places in said town, under the hands of Paine Wingate and Josiah Bartlett, Esquires, or either of them at least fifteen days prior to said meeting, who shall preside in said meeting until a moderator shall be chosen; at which or at any subsequent meeting, duly warned, said Corporation may choose all such officers as may be necessary for the orderly conducting of the affairs of said Corporation, who shall be duly sworn, and continue in office, until others are chosen and sworn in their room, and may fill up such vacancies as may happen in said offices, and transact any other business, except the raising of money, which shall always be done at their annual meeting, and at no other time; at which annual

meeting they shall vote to assess and collect all sums of money proper for carrying the designs of the Corporation into execution, and for defraying the contingent expences of the same, and shall do & transact all other business necessary to be done and transacted for the benefit of said Society.

Sec. 4. And be it further enacted, That the annual meeting of said Corporation shall be holden on the first monday in October.

Sec. 5. And be it further enacted, That no person shall be considered as joining said Society, unless he or she shall sign his or her name in the book of records of said Society—and any member of said Society shall be discharged therefrom, by his or her giving notice thereof in writing to the Clerk of said Society and likewise to the Clerk of said town of Stratham. Provided that all persons who shall be discharged from said Society, shall be holden to pay their just proportion of all debts said Society shall owe, in their corporate capacity, at the time of their leaving the same.—

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF LEE SOCIAL LIBRARY SOCIETY—

[Approved June 22, 1814. Original Acts, vol. 22, p. 98; recorded Acts, vol. 20, p. 253.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That Hunkin Dame, Andrew Hilton, Edward B. Nealley, Joseph Durell, John Brackett, John Osborne, Simon Otis and William Guy and their associates Proprietors of said Library, and all such as are, or may, hereafter, become Proprietors of the same, be, and they hereby are, incorporated into and made a body politic and corporate, by the name and style of the Lee Social Library Society, with continuance and succession forever; and in that name may sue and be sued, prosecute and defend to final judgment and execution; and are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement or fine, not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any court of competent jurisdiction; and may purchase and receive subscriptions, grants and donations of personal property not exceeding the sum of one thousand dollars, for the use of their Association.

Sec. 2. And be it further enacted, That said Proprietors be, and they hereby are, authorised and empowered to meet at Lee aforesaid on the first Monday of September annually to choose all

such officers as may be found necessary for the orderly conducting of the affairs of said Association, who shall continue in office until others are chosen in their room; and the said Corporation may convene as often as may be found necessary for the filling up of any vacancies that may happen in said offices, and for transacting all other business for the benefit of said Corporation, excepting the raising of money, which shall be done at their annual meeting, and at no other time. At which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same; and may make and establish a constitution, rules and by-laws for the government of said Corporation: Provided the same be not repugnant to the Constitution and laws of this State.

Sec. 3. And be it further enacted, That the persons above named, or any two of them, be, and they hereby are authorised and empowered to call the first meeting of said Proprietors, at such time and place as may be judged proper, in said town of Lee, by posting up a notification of the same, at the meeting house in said town, and at some other public place therein, at least fifteen days before the time of holding said meeting, and to preside in said meeting until a Moderator be chosen; and the Proprietors, at said Meeting, shall have all the power and authority to establish such bye laws and choose all such officers as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 49.]

State of)
New Hampshire.)

AN ACT ALTERING THE NAME OF JOHN FULLER.—

[Approved June 22, 1814. Original Acts, vol. 22, p. 99; recorded Acts, vol. 20, p. 275.]

Be it enacted by the Senate and House of Representatives in General-court convened, that the name of John Fuller of Chesterfield in the County of Cheshire, be altered & changed, to John Houghton Fuller, and that he be hereafter called and known by the name of John Houghton Fuller, any Law or usage to the contrary notwithstanding

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT ALTERING THE NAME OF LARKIN MEAD—

[Approved June 22, 1814. Original Acts, vol. 22, p. 100; recorded Acts, vol. 20, p. 276.]

Be it enacted by the Senate and House of Representatives in General-court convened, that the name of Larkin Mead of Chesterfield, in the County of Cheshire, be altered and changed, to Larkin Goldsmith Mead, and that he be hereafter called and known by the name of Larkin Goldsmith Mead, any law or usage to the contrary notwithstanding

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT AUTHORISING TWO JUSTICES OF THE PEACE, OF THE QUORUM, TO ADMINISTER THE OATH OR AFFIRMATION TO PERSONS IMPRISONED FOR DEBT, AND TO APPROVE OF BONDS BY THEM GIVEN.

[Approved June 23, 1814. Original Acts, vol. 22, p. 101; recorded Acts, vol. 20, p. 164. Session Laws, June, 1814, p. 25. Laws, 1815 ed., p. 159. This act repeals the act of June 24, 1813, *ante*, p. 261.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the passing of this act, any two Justices of the Peace, of the Quorum, within and for the County in which they reside, shall hereby have power and be fully authorised, in the same way and manner as the Justices of the Supreme Judicial Court or Justices of the Circuit Court of Common pleas, with a Justice of the Quorum, now are, to administer the oath or affirmation to any person imprisoned by virtue of any writ of Execution issued upon any judgment rendered upon any plea of the case, debt, covenant, trespass, ejectment, trover or trespass on the case, at any of the Gaols within this State.—

Sec. 2 And be it further enacted, That if the surety or sureties of any bond given by any prisoner committed on any Judgment rendered as aforesaid, agreeably to the laws of this State, be not approved by the creditor, his agent or attorney, who prosecutes or who prosecuted the suit, any two Justices of the Peace, of the Quorum, within and for the County where such prisoner shall be

so committed, may approve the same, in the same way and manner as the Justices of the Supreme Judicial Court, or Justices of the Circuit Courts of Common Pleas, with a Justice of the Peace are now by law authorised to do.

Sec. 3. And be it further enacted, That an act, entitled "An act authorising two Justices of the Peace, of the Quorum, to administer the oath or affirmation to persons imprisoned for debt and to approve of bonds by them given," approved June 24, 1813, be and the same is hereby repealed.

[CHAPTER 52.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE HOPKINTON ENGINE COMPANY

[Approved June 23, 1814. Original Acts, vol. 22, p. 102; recorded Acts, vol. 20, p. 251.]

Sec^t 1st Be it enacted by the Senate and house of Representatives in General Court convened that Benjamin Wiggin Joseph Towne Thomas Williams Ebenezer Lerner John O. Ballard Stephen Sibley and Thomas W. Colby and their associates and successors be and they hereby are incorporated and made a body politic and corporate forever by the name of the Hopkinton Engine Company and by that name may sue and be sued plead and be impleaded and shall be and hereby are vested with all the powers and privileges which are by law incident to corporations of a similar nature.

Sect. 2nd And be it further enacted that the said corporation be and hereby are authorized and empowered to purchase and hold in fee simple or otherwise in the town of Hopkinton so much real estate as may be necessary for the erection of a suitable and convenient Engine house and other property or estate not exceeding one thousand dollars for the purchasing maintaining and keeping in repair suitable Engines and apparatus for the extinguishment of fires and carrying into effect the objects of said corporation

Sect. 3rd And be it further enacted that the said Benjamin Wiggin and Thomas W. Colby or either of them be and hereby are authorized to call the first meeting of said Corporation giving three weeks notice of the time and place thereof by posting up notifications in three of the most public places in said Hopkinton and the said Corporation may at that or any subsequent meeting agree upon the times and places of holding future meetings and the method of calling the same and may also elect such officers and

make such bye-laws as they may think necessary and proper for their regulation & government Provided such rules and bye-laws be not repugnant to the constitution and laws of the state of Newhampshire

[CHAPTER 53.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THOMAS S. RANNEY AND OTHERS INTO A SOCIETY BY THE NAME OF THE FIRST CONGREGATIONAL SOCIETY IN BRENTWOOD.—

[Approved June 23, 1814. Original Acts, vol. 22, p. 103; recorded Acts, vol. 20, p. 255.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Thomas S. Ranney, John S. Dudley, Jabez Smith Winthrop Dudley, Eliphalet Thing, Jeremiah Veazey William Morrill, and their associates, with such others as may be admitted hereafter into said Society, be and they hereby are made and erected into a body politic and corporate to have continuance and succession forever, by the name and style of The first Congregational Society in Brintwood, and by that name may sue and be sued, plead and be impleaded, prosecute & defend to final judgment and execution, and are hereby vested with all the powers and privileges of Corporations of a similar nature, and may enjoin penalties of disfranchisement, & may make, purchase and receive subscriptions, grants & donations of real and personal estate, not exceeding Seven thousand dollars, for the use and benefit of said Corporation, and may have and use a common seal, and the same at pleasure break, alter and renew, and may ordain and put in execution such bye laws and ordinances, as to them shall appear necessary and convenient for the government of said Corporation. Provided such bye laws and ordinances are not repugnant to the laws and Constitution of this State.

And be it further enacted, That said Corporation be and they hereby are authorised and empowered to erect, build, finish and keep in repair, at any future period, a house or houses of public worship, in said Brintwood, and may assess and collect taxes for that purpose, and for the purpose and design of supporting a gospel minister, in said town, or for any other purpose not inconsistent with the intention of this act, on which said Association may hereafter in legal meeting agree.

And be it further enacted, That the first meeting of said Corporation shall be holden at said Brintwood at such time and place as shall be agreed on by said Thomas S. Ranney and John S. Dudley, who are hereby authorised and empowered to warn the same by

posting up notifications for that purpose, at two public places in said town, under the hands of them or either of them, at least fifteen days prior to the day of meeting, who shall preside in said meeting until a moderator shall be chosen; at which meeting said Corporation may choose all such officers and Committees as may be thought necessary for the orderly conducting of the affairs of said Corporation, who if required shall be duly sworn and shall continue in office until others are chosen and sworn in their room. And said Corporation may assemble as often as may be found necessary for filling up any vacancies that may happen in said offices, and for transacting any other business; and may assess and collect all sums of money proper for carrying the designs of the Corporation into execution, and for defraying the contingent expences of the same, and shall do and transact all other business necessary to be done & transacted for the benefit of said Society.—

And be it further enacted, That the annual meeting of said Corporation shall be holden at Brintwood aforesaid on the First Monday of April forever.—

[CHAPTER 54.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE LEBANON COTTON & WOOLEN FACTORY COMPANY.

[Approved June 23, 1814. Original Acts, vol. 22, p. 104; recorded Acts, vol. 20, p. 257. See act of December 16, 1824, id., vol. 22, p. 546; also act of June 21, 1825, id., vol. 23, p. 44.]

Sec. 1. Be it enacted by the senate and House of Representatives in General Court convened that Amos A. Brewster and Henry Hutchinson and their associates successors and assigns, shall be and they hereby are erected a corporation and body politic by the name and stile of the Lebanon Cotton and Woolen Factory Company and by that name may sue and be sued, plead or be impleaded defend or be defended to final judgment and execution, and also may make and use a common seal and the same at pleasure may break alter and renew.

Sec. 2. And be it further enacted, that the said Corporation shall have power and hereby is authorised to carry on the manufactory on Mascoma River near the meeting house in Lebanon, of Cotton and Wool, and the business necessarily connected therewith and may erect any dam, mill or mills work or buildings, necessary for the carrying on these useful manufactories, and the business connected therewith.

Sec. 3. And be it further enacted that said Corporation may

be lawfully seised and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory, and the business connected therewith and the same may sell bargain and dispose of at pleasure—Provided, that such real estate shall not exceed in value the sum of ten thousand dollars and such personal estate shall not exceed in value the sum of forty thousand dollars.

Sec. 4. And be it further enacted that the persons above named or either of them, may, by an advertisement in any publick Newspaper printed in the county of Grafton (if any such there be) call a meeting of said Corporation, to be holden at Lebanon at any suitable time and place after twenty five days from the publication of said advertisement, and the members of said corporation by the vote of the majority of those present or represented at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk who shall be sworn by a justice of the peace for the County of Grafton to the faithful performance of his duty; a Treasurer, and such other Officers as may appear necessary for the management of the business and concern of said Corporation; and shall agree on the manner of calling future meetings, and at the same or any subsequent meeting, may make and establish any rules and regulations for regulating said Corporation, and the same rules and regulations may cause to be kept and executed, or for the breach thereof may order and enjoin fines and penalties not exceeding twelve dollars for any breach thereof; provided such rules and regulations are not repugnant to the Laws and Constitution of this State. And all agents or proxies at any meeting shall be authorized in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk. Provided that no member of the Corporation shall be allowed more than six votes.

Sec. 5. And be it further enacted, that the property of said Corporation shall be divided into one hundred shares, which shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate under the seal of the said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof his executors and administrators by a deed under the hand and seal of him and them, acknowledged before a Justice of the Peace, and recorded by the Clerk in a book to be kept for that purpose, any purchaser named in such deed, so recorded, shall on producing the same to the Treasurer and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon, by the said Corporation, to their Treasurer within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more publick newspapers, printed in the county of Grafton (if any such there be) and in such other way as the Corporation may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares, so sold to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser with the number of shares sold shall be by the Clerk entered on the books of said Corporation, and such person shall be considered to all intents and purposes the proprietor thereof, and the overplus (if any there be) shall be paid on demand by the Treasurer to the person whose share or shares were sold.

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied the original plaintiff in the action wherein the said execution was awarded and issued, or his executor or administrator, may sue out a writ of scire facias from the Court against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods and estate of any deceased member of said Corporation, in the hands of his or their executors and administrators, with additional costs and damages.

Sec. 9. And be it further enacted, that this Act shall be deemed and taken to be a publick act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same. Provided always, that the Legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations, for the management of the business of said Corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

Sec. 10. And be it further enacted, that the capital stock actually employed in said factories, shall be exempt from taxation, for the term of five years, from the commencement of their operation. Provided the sum so exempted shall not exceed five thousand dollars.

[CHAPTER 55.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE SELECTMEN OF THE TOWN OF FARMINGTON TO APPOINT A COLLECTOR IN A CERTAIN CASE.—

[Approved June 23, 1814. Original Acts, vol. 22, p. 105; recorded Acts, vol. 20, p. 261.]

Whereas John Hayes Jun. of Farmington in the County of Strafford was appointed collector of sundry lists of taxes in said town for the Year 1812; and whereas said Hayes through bodily infirmity and want of health has been prevented from fully discharging that duty; and whereas the law has made no provision for the present case—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That the Selectmen of said Town of Farmington, for the present year, be, and they hereby are, authorised and empowered, as soon as may be, to appoint some suitable person to take all lists for collecting taxes, of whatever name or nature, that were heretofore committed to said John Hayes Jun and which remain uncollected in whole or in part; which person, so appointed is hereby authorised and empowered to proceed according to law to collect the deficiencies in said lists of and from the persons named therein; and he is hereby required to account for the same in every respect as collectors of taxes appointed or chosen by towns, in this State, are by law required to do.—

[CHAPTER 56.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE PROPRIETORS OF BLODGET'S CANAL TO APPROPRIATE CERTAIN REAL ESTATE, NECESSARY TO THE CANAL, AND AUTHORISING THE APPOINTMENT OF COMMISSIONERS TO APPRAISE THE SAME.

[Approved June 23, 1814. Original Acts, vol. 22, p. 106; recorded Acts, vol. 20, p. 264. See act of December 24, 1798, Laws of New Hampshire, vol. 6, p. 524; see also act of June 26, 1815, *post.*]

Whereas the Proprietors of said Canal have petitioned the General Court, setting forth, that there was formerly a building standing on the margin of said Canal, containing mills that were supplied with water therefrom. That the practice of bringing logs into the Canal to said Mills, greatly impeded the passage of rafts, and together with the loss of water drawn off by said mills, in a

great measure defeated the object for which the canal was made. That the dam or side of the Canal, as well as the said Mills, having fallen into a state of extreme decay, the said Proprietors rebuilt the said Dam or walls, and for the reasons above stated did not make sluice ways to or for said Mills, which, if done, must have been at their own expence—That, altho' willing to purchase, they have not been able to extinguish the title to said mill-privilege, on any reasonable terms; but are continually subjected to expensive law suits, and must sustain them, or allow the Canal, as a public accomodation, to fail of its purpose—Wherefore,

Be it enacted by the Senate and House of Representatives in General Court convened, That the said Proprietors, be, and they hereby are authorized and empowered to make and maintain forever the walls of their canal in a substantial manner, and to retain all the water that may enter the Gates thereof, for the supply of the Canal; any claim that is or may be made of a privilege to draw water from the said Canal for the supply of any mill or mills, notwithstanding.—

And be it further enacted, That the title to any mill or mills heretofore situated thereon, shall be extinguished and shall cease, in the manner by this act subsequently provided.

And be it further enacted, That the Governor of the State with advice of Council, be, and he is, hereby authorized and empowered to appoint three Commissioners to view the premises,—hear the parties—examine witnesses and all evidence in any wise respecting the same, and under oath to determine and award the damages, if any, to be paid by the Proprietors to the owner or owners of said Mills or mill privilege; and the award of said Commissioners or the majority of them, shall be binding on the said Proprietors; who shall not, however, derive any title therefrom, or be discharged from any legal obligation, in relation to the premises, until they shall have paid or tendered to the owner or owners the sum of money awarded by said Commissioners.—

And be it further enacted, That the said Commissioners shall be under oath faithfully and impartially to execute their trust; and shall give notice of the time and place of their meeting in two newspapers printed in Boston, and two newspapers printed in New Hampshire, thirty days previous to the time of meeting. And the Proprietors of the Canal shall defray the expences of said Commissioners, and pay them a reasonable compensation.

And be it further enacted, that this act shall bar any action for damages, in the premises, from and after the decision of said Commissioners.

And be it further enacted, That the said Proprietors shall cause the award of said Commissioners to be recorded in the Registry of Deeds, for the County of Hillsborough, within ten days from the date thereof.

[CHAPTER 57.]

State of }
New Hampshire. }

AN ACT GRANTING RELIEF TO THE PROPRIETORS & OWNERS OF MILL SEATS, MANUFACTORIES AND DAMS ON SALMON BROOK, SO CALLED, IN DUNSTABLE.—

[Approved June 23, 1814. Original Acts, vol. 22, p. 107; recorded Acts, vol. 20, p. 273. See additional act of June 25, 1818, *post*. Repealed by act of June 29, 1819, *post*.]

Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the passing of this act no person owning or occupying mill seats or who are proprietors and owners of mills, manufactories or dams upon or across Salmon Brook, so called, in the town of Dunstable and County of Hillsborough, shall be deemed liable & obliged to keep open a sufficient passage way for the fish to pass up said brook, except from the fifteenth to the twenty fifth day of May annually—And no person owning or occupying any mills, manufactories or dams, upon or across said Salmon Brook shall, after the passing of this act, be obliged to keep open a sufficient passage way for fish to pass either up or down said Brook, at any season of the year, except from the fifteenth to the twenty fifth day of May annually as afore-said—Any provision, clause or section in an act entitled “An act to prevent the destruction of Salmon, shad & alewives in Merrimac river and the several streams falling into the same, and for repealing certain laws heretofore made for that purpose,” to the contrary notwithstanding—

[CHAPTER 58.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST MUSICAL SOCIETY IN BARNSTEAD, IN THE COUNTY OF STRAFFORD.—

[Approved June 23, 1814. Original Acts, vol. 22, p. 108; recorded Acts, vol. 20, p. 274.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Charles Hodgdon, Benjamin Hodgdon, Nathan W. Norris, William Adams, Francis Lyford, Ebenezer Adams Jun. Daniel Parshley, Joseph M. Lyford, Philip B. Swasey & Charles Hodgdon Jun. and their Associates and those who may hereafter become associates with them, their successors and as-

signs, are hereby erected and made a corporation and body politic by the name and style of the First Musical Society in Barnsted, and by that name may sue and be sued, plead and be impleaded, defend and be defended, in any Court of record or elsewhere, and may also ordain and establish a Constitution, and agree on such By laws, ordinances and regulations as to them may appear necessary and convenient for the government of said Corporation and the prudent management of their affairs. Provided such Constitution By laws and regulations are not repugnant to the Constitution and laws of this State.

And be it further enacted, That said Corporation may make, have and use a Common seal and the same at pleasure may break, alter and renew, and they are hereby made capable in law to have, hold and enjoy to them their successors and assigns real estate with full power to bargain, sell and dispose of the same; and may also receive subscriptions, grants and donations of personal estate—provided such real estate shall not exceed in value the sum of one thousand dollars, and such personal estate shall not exceed the sum of two thousand dollars.—

And be it further enacted, That said Charles Hodgdon, Nathan W. Norris and Philip B. Swasey or any two of them shall have full power to call the first Meeting of said Corporation at such time & place as they may deem proper by posting up a notification for that purpose at the Westerly meeting House in said town at least ten days before the time of holding said meeting, at which, or at any future meeting they may make, ordain and establish a Constitution, by laws and regulations as aforesaid and may choose all proper officers for governing said Corporation, who shall continue in office until others are chosen in their room, and may agree on the method of calling all future meetings of said Corporation; and at the annual meeting of said Corporation the raising of all such sums of money as shall be deemed necessary for promoting & advancing the interest of said Corporation shall be agreed on and at no other time.

And be it further enacted, That the annual Meeting of said Corporation shall be holden in said Barnstead on the last Monday in September, forever.

And be it further enacted, That Charles Hodgdon Esquire or Philip B. Swasey shall preside at the first meeting of said Corporation, until a moderator shall be chosen.—

[CHAPTER 59.]

State of }
New Hampshire. }

AN ACT TO SECURE THE TOWN OF PORTSMOUTH FROM DAMAGE BY
 FIRE.

[Approved June 23, 1814. Original Acts, vol. 22, p. 109; recorded Acts, vol. 20, p. 279.]

Be it enacted by the Senate and House of Representatives in General Court, convened, That from and after the passing of this act, no building of any kind whatsoever, which shall be more than twelve feet high from the ground to the highest point in the roof thereof, shall be placed, erected or built within the town of Portsmouth, in the County of Rockingham, unless all the external sides and ends thereof, shall be built or composed of brick or stone, except so much as may be necessary for doors and windows, and all additions which shall be made to buildings already erected, and all buildings which shall be erected on old foundations in part or in whole, shall be deemed and considered within the restrictions and regulations of this act.—Provided nevertheless, that upon any wharf, marsh or other place, where no sufficient foundation can be obtained, without unreasonable expense, on permission of the Selectmen of said Town or the major part of them, in writing, wooden buildings of not more than two stories high may be erected, and the permission so given shall within ten days next after the same shall be so given, be recorded in the records of said town; and provided also that wooden buildings may be erected on any part of the ground in said town lying Westerly of a straight line running from the centre of North Mill Bridge to a point in the centre of Middle road, opposite the centre of Cabot Street, and Southerly of a straight line running from the point aforesaid to the centre of South Mill Bridge

And be it further enacted, That all and every person or persons who shall erect, place or add to, or cause to be erected, placed or added to any building or buildings in said town of Portsmouth, contrary to the true intent and meaning and against the provisions of this act, shall forfeit and pay a fine of not less than one hundred dollars nor more than two thousand dollars, according to the nature and aggravation of the offence, to be recovered by information in the Supreme Judicial Court, in the County of Rockingham, which information it shall be the duty of the Attorney General to file in all cases, which may come to his knowledge, or by indictment before said Court.

And be it further enacted, That in addition to the fines above-mentioned, there shall be laid and assessed upon every house or

other building, which shall be erected, placed or built, contrary to the provisions of this act, the sum of one hundred dollars annually, and every year, until the same shall be removed, and it shall be the duty of the assessors of said town to assess upon the owner or owners of such building or buildings, for the time being the said sum of one hundred dollars, in addition to his, her or their other taxes, to be collected in the same way and manner as other taxes are or shall be collected, and the same remedy is hereby given to the collector or collector of taxes for the recovery thereof.

Provided nevertheless, that no such annual tax shall be assessed on any building in said town until it shall have been made to appear, in the Supreme Judicial Court, that such building has been erected, placed or built in said town contrary to the provisions and restrictions of this act.

[CHAPTER 60.]

State of }
New Hampshire. }

AN ACT TO PREVENT THE DESTRUCTION OF FISH IN WINNEPISSIOGEE LAKE, SQUAM-PONDS, AND THE BAYS ON THE WINNEPISSIOGEE RIVER

[Approved June 24, 1814. Original Acts, vol. 22, p. 110; recorded Acts, vol. 20, p. 150. Session Laws, June, 1814, p. 26, Laws, 1815 ed., p. 450; id., 1830 ed., p. 251. See act of June 30, 1841, Session Laws, 1837-41, Chap. 619. Partly repealed by act of June 28, 1831, id., 1831, Chap. 27. Wholly repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted, by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, if any person or persons, shall use any Spear Seine, or stab, for the purpose of catching or destroying a certain Species of fish called Salmon-Trout in said Lake, Ponds or Bays, between the first day of October and the first day of December Annually; such person or persons so offending shall for every fish so caught, or destroyed forfeit and pay the Sum of two dollars, to be recovered with cost by action of debt, by any person who shall sue for the same before any Justice of the Peace in the County of Strafford or before any Justice of the Peace in the County of Grafton. And the sum so recovered as aforesaid shall be for the use of the person who shall sue for the Same—

[CHAPTER 61.]

State of)
New Hampshire. }

AN ACT FOR RAISING FORTY FIVE THOUSAND DOLLARS, FOR THE USE OF THIS STATE.

[Approved June 24, 1814. Original Acts, vol. 22, p. 111; recorded Acts, vol. 20, p. 158. Session Laws, June, 1814, p. 31.]

Be it enacted, by the Senate and House of Representatives, in General Court Convened, That there be raised, for the use of this State, the sum of twenty five thousand dollars, which sum shall be assessed, collected and paid into the treasury, on or before the first day of January, in the year of our Lord, one thousand, eight hundred and sixteen, which sum is appropriated for the discharging the ordinary expences of the State.

And be it further enacted, That there be raised the further sum of twenty thousand dollars, which shall be assessed, collected, and paid into the treasury on or before the first day of January, in the year of our Lord, one thousand eight hundred and sixteen, which sum is appropriated for defraying the expences of defending the town and harbour of Portsmouth, and defending the seacoast of this State, against the invasions of the enemy: And the Treasurer be, and he hereby is, directed, seasonably to issue his warrants to the selectmen or assessors of the several towns, parishes and districts within this State, agreeably to the last proportion act, for assessing and collecting direct taxes; and the selectmen and assessors of the several towns, parishes and districts aforesaid, are hereby respectively required to assess and levy the aforesaid sums, according to law, and cause the same to be paid into the treasury of this State, on or before the first day of January, one thousand, eight hundred and sixteen; And the treasurer shall issue extents for all taxes, which may then remain unpaid.—

[CHAPTER 62.]

State of)
New Hampshire. }

AN ACT GRANTING COMPENSATION TO THE MILITIA OF THIS STATE NOW DETACHED OR ENLISTED AND CALLED INTO ACTUAL SERVICE.

[Approved June 24, 1814. Original Acts, vol. 22, p. 112; recorded Acts, vol. 20, p. 159. Session Laws, June, 1814, p. 28.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Militia of this State who have

been detached or enlisted, by orders from His Excellency the Governor and Captain General, and called into actual service, shall be allowed the following sums per month, and rations per day, as a compensation for their services, from the time of their being called into actual service, until their discharge; that is to say: a major fifty dollars, and ten dollars per month for forage and four rations; captain forty dollars; and three rations; lieutenant thirty dollars and two rations; ensign twenty five dollars and two rations; serjeant major thirteen dollars and one ration; quartermaster serjeant twelve dollars and one ration; principal musician twelve dollars and one ration; serjeant twelve dollars and one ration; corporal eleven dollars and one ration; privates ten dollars and one ration, each; and that each ration is fixed at the rate of twenty cents.

And be it further enacted, that His Excellency the Governor for the time being, be, and he hereby is authorised, to draw on the Treasurer of this State for such Sum or Sums as may be required, under the provisions of this act.

And be it further enacted, that it be the duty of the Commissary General, to keep a true and correct account, in a book prepared for that purpose, of all the expenditures relating to the detached and enlisted militia in this State, and that he take duplicate receipts for all monies by him paid.

[CHAPTER 63.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE HIS EXCELLENCY THE GOVERNOR OF THIS STATE TO APPOINT A PAYMASTER FOR A SPECIAL PURPOSE.

[Approved June 24, 1814. Original Acts, vol. 22, p. 113; recorded Acts, vol. 20, p. 161. Session Laws, June, 1814, p. 29.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That his Excellency the Governor of this State be required to appoint some suitable person to officiate as Paymaster to the Militia belonging to this State, now detached and stationed for the defence of the Harbour and town of Portsmouth.

Sec. 2. And be it further enacted, That it shall be the duty of said Paymaster to require from the several Commanding Officers of the Companies now on said duty, particular and correct returns of the names of all the Privates, Musicians and Non commissioned officers belonging to their respective Companies and the length of time which they may have been in actual service.

Sec. 3. And be it further enacted, That it shall be the duty of said Paymaster to discharge and satisfy to each private, Musician

and non commissioned officer and also to each Commissioned Officer belonging to the detached Militia aforesaid the sum or sums respectively due to them for their services agreeable to the act making compensation for them, passed June Session 1814.—

Sec. 4. And be it further enacted, That the said Paymaster shall keep a correct account of all the monies which he may, in the discharge of his duty, pay out as aforesaid, and take duplicate receipts therefor and make return of all his doings to the Captain General within thirty days after said Militia shall have been discharged.—

Sec 5. And be it further enacted, That the said Paymaster shall receive as a Compensation the sum of twenty five dollars for each month and no more, to commence when called into actual service.

Sec. 6. And be it further enacted, That the person appointed paymaster shall be required to give Bonds to the Treasurer of this State, with sufficient Sureties in the sum of Twenty thousand dollars, for the faithful discharge of his duty.—

[CHAPTER 64.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH THE PRINTING OF ALL NOTIFICATIONS AND ADVERTISEMENTS FOR THE SALE OF NON-RESIDENT LANDS IN THE CONCORD GAZETTE PRINTED AT CONCORD IN THE COUNTY OF ROCKINGHAM—

[Approved June 24, 1814. Original Acts, vol. 22, p. 114; recorded Acts, vol. 20, p. 163. Session Laws, June, 1814, p. 27. Laws, 1815 ed., p. 269.]

Sect 1st Be it enacted by the Senate and House of Representatives in general court convened—that from and after the first day of September next, all the notifications and advertisements, (which *are*, by the act passed on the tenth day of December AD. 1796, entitled “an act for taxing lands and buildings of Non-residents” *required* to be published in the *New-Hampshire Gazette*,) shall be inserted, agreeable to the provisions of said Act, in the *Concord Gazette*, printed at Concord in the County of Rockingham in stead of the said New Hampshire Gazette.

Sect 2^d And Be it further enacted, that so much of the aforesaid Act, which passed December the tenth AD 1796, as required that all the notifications and advertisements for the sale of Non-resident lands, shall be published in the New Hampshire Gazette, be and the same is hereby repealed—

[CHAPTER 65.]

State of }
New Hampshire. }

AN ACT TO REPEAL AN ACT ENTITLED AN ACT AUTHORIZING THE SUPERIOR COURT OF JUDICATURE, TO CAUSE HIGHWAYS TO BE ESTABLISHED IN CERTAIN CASES"—

[Approved June 24, 1814. Original Acts, vol. 22, p. 115; recorded Acts, vol. 20, p. 166. Session Laws, June, 1814, p. 26. The act referred to is dated December 2, 1812, *ante*, p. 147. See act of June 27, 1821, Session Laws, 1815-21, p. 383.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Act entitled an "Act authorizing the Superior Court of Judicature to cause highways to be established in certain cases" approved, December 2nd. 1812, be and the same, hereby, is repealed.—

[CHAPTER 66.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AND IN AMENDMENT OF AN ACT, ENTITLED "AN ACT MORE EFFECTUALLY TO SECURE TO THE CITIZENS OF THIS STATE THEIR RIGHTS OF SUFFRAGE.

[Approved June 24, 1814. Original Acts, vol. 22, p. 116; recorded Acts, vol. 20, p. 167. Session Laws, 1814, p. 10. Laws, 1815 ed., p. 253. The act referred to is dated June 23, 1813, *ante*, p. 247. This act repeals the first section of an act dated June 14, 1799, Laws of New Hampshire, vol. 6, p. 568. Repealed by act of June 26, 1827, Laws, 1830 ed., p. 446.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that if any person, at any meeting of any town or parish in this state, holden for the choice of any state or county Officers, Representatives to the General Court, Representatives to Congress or Electors of President and Vice President of the united States, or any other officer or officers usually chosen by ballot, shall give in more than one vote or list for any officer or list of Officers, then voted for at such meeting, he shall for each and every vote or list of Votes so put in, forfeit and pay the sum of thirty dollars, to be recovered by action, one moiety thereof, to the use of the town or parish where the offence may be committed and the other moiety thereof to the use of the person suing for the same.

Sec. 2. And be it farther enacted that if any person shall give any false answer or false name to the officer presiding at such meet-

ing, while receiving evidence of the qualifications of any person as aforesaid, he shall for each and every such offence, forfeit and pay the sum of ten dollars, to be recovered by action, one moiety thereof to the use of the town or parish where the offence may be committed, and the other moiety thereof to the use of the person suing for the same.

Sec. 3. And be it further enacted, that the selectmen of any town or parish in this state who shall neglect or refuse to make, post up and lodge with the Town Clerk of the town or parish to which they may belong, a list of the legal voters in said town or parish, agreeably to the provisions of the second section of the act to which this is an addition, shall forfeit and pay a sum not exceeding one hundred dollars nor less than ten dollars, to be recovered in any court proper to try the same, one moiety thereof to the use of the person who may sue therefor, and the other to the town or parish where such offence may be committed.

Sec. 4. And be it further enacted, that if the Selectmen of any town or parish as aforesaid, shall, at any time after the posting up of the list of voters in such town or parish, as mentioned in the second section of the act to which this is an addition, and before the day of the town or parish meeting for the choice of the officers aforesaid, on application for that purpose, and on receiving satisfactory evidence, that any person whose name is on said list, is not legally qualified to vote for said officers, refuse to strike and erase from said list the name of any such person, or if such selectmen shall refuse to hear and examine any evidence that may be offered or produced before them within the time aforesaid, for the purpose of proving the want of qualifications in any person whose name may be placed upon said list as aforesaid, they shall in either case, and for each and every such offence forfeit and pay the sum of twenty dollars to be recovered by action one moiety thereof to the use of the person suing for the same and the other moiety thereof to the use of the town or parish where the offence may be committed.

Sec. 5. And be it further enacted, that if the Moderator of any town or parish meeting as aforesaid, shall fraudulently receive and count any vote or ballot given in by any person, knowing such person not to be a legal voter in such town or parish at the time, or if the moderator of such town or parish meeting, shall fraudulently reject or refuse to receive and count the ballot offered or given in by any person, knowing such person to be legally qualified to vote in such town or parish, he shall in either case, and for each and every such offence forfeit and pay a sum not exceeding fifty dollars nor less than ten dollars, to be recovered by action one moiety thereof to the use of the person suing for the same and the other moiety thereof to the use of the town or parish where the offence was committed.

Sec. 6. And be it further enacted, that if any person under the age of twenty one years, at any meeting of any town or parish as aforesaid, shall give in any vote or ballot for any officer or list of Officers, then voted for at such meeting as aforesaid, such person, under the age of twenty one years, so voting shall for each and every such offence forfeit and pay the sum of ten dollars, to be recovered in an action of trespass in any Court proper to try the same, one moiety thereof to the use of the person suing for the same and the other moiety to the use of the town or parish in which the offence was committed.

Sec. 7. And be it further enacted, that if any alien, not naturalized, at any meeting of any town or parish as aforesaid, shall give in any vote or ballot for any officer or list of officers then voted for at such meeting as aforesaid, such alien, not naturalized, so voting shall for each and every such offence, forfeit and pay the sum of thirty dollars to be recovered by action in any Court proper to try the same, one moiety thereof to the use of the person suing for the same and the other moiety thereof to the use of the town or parish where the offence was committed.

Sec. 8. And be it further enacted, that all actions, for the penalties and forfeitures in this act mentioned, shall be commenced within six months after the offence committed and not afterwards.

Sec. 9. And be it further enacted, that the first section of an act entitled "An act to prevent undue influence and fraud in town-meetings, and in the choice of town and state officers, passed the 14th day of June A. D. 1799, be and the same is hereby repealed.

Sec. 10. And be it further enacted, that it shall be the duty of the town clerk, in every town in this state, at the opening of every town or district meeting, when and where any of the foregoing officers are to be voted for, and before the business of such meeting is entered upon, to read this act or cause it to be read, in said meeting.

[CHAPTER 67.]

State of)
New Hampshire.)

AN ACT TO AUTHORISE JOSIAH BELLOWS THE SECOND TO FLOAT PINE TIMBER DOWN CONNECTICUT RIVER.

[Approved June 24, 1814. Original Acts, vol. 22, p. 117; recorded Acts, vol. 20, p. 266.]

Whereas Josiah Bellows the second, of Walpole in the County of Cheshire is possessed of a large tract of pine timber, adjoining Connecticut River, in said Walpole; and whereas said tract is South of all the dams and Canals established upon said river, in this State;

and whereas much of said timber is of an ordinary quality, and all of it remote from any saw-mill, and consequently it would be attended with great expense to have said timber sawed into boards, so that it might be rafted, agreeably to the existing statutes of the State;

Therefore,

Sec 1 Be it enacted by the Senate and House of Representatives, in General Court convened, That the said Josiah Bellows the second, shall have full power and authority, and he is hereby authorised and empowered to put into Connecticut river, pine timber of every description, and the same may unmolested, float down said river, to the line of Massachusetts, at any time between the twentieth day of April and the first day of December, in each year, except the whole of the month of July and August; provided that said Bellows shall not hereby be authorized to place in Connecticut River, any such timber north of the Walpole Village Bridge, so called; provided also that said Bellows shall not float down said River any such timber, unless taken from lands which said Bellows now owns.

Sec 2. And be it further enacted, That if any pine timber so put into said River, by the said Bellows, should, by the waters thereof, be carried and lodged upon any improved land, adjoining said river, & should not be taken away by the said Bellows, his agent or agents within ten days next after said timber should be carried and lodged as aforesaid, such timber shall be considered as forfeited to the owner or owners of any land, which may be, by said timber, so incumbered, and said owner or owners of such land, shall have full power, after the expiration of said ten days to take such timber, and convert the same to his or their own use and benefit.

Sec 3. And be it further enacted, That if any damage should happen to any improved land, adjoining said River, by reason of the timber of the said Bellows being carried and lodged upon such land, or by reason of removing any such timber, from said land, the said Bellows, his heirs, executors and administrators shall be holden and made liable to pay the owner or owners of any such land, or their legal representatives all damage, of every name and nature, which may happen or arise to any such land in manner aforesaid; and the owner or owners of such land shall have full power and authority to commence and sustain any action to obtain the amount of said damage, in any court competent to try the same. And the said Bellows, his heirs and assigns shall also be liable for all damages done to any boat, or its lading, or to any raft, by any such timber by him or them put into said river, as aforesaid, to be recovered as above provided.

Sec. 4. And be it further enacted, That the said Josiah Bellows the second, before he shall put any pine timber into said river, for

the purpose aforesaid, shall give to the Proprietors of the Westmoreland Bridge, so called, and to the Proprietors of the Hinsdale bridge, so called, in their corporate names, a bond with sufficient sureties, to each of said Corporations, each bond in the penal sum of Twenty thousand dollars, which bond shall be made satisfactory to the Judge of the Circuit Court of Common Pleas for the Western Circuit, living in said County of Cheshire, and the condition of said Bond shall be, that the said Josiah Bellows the second, his heirs, executors or administrators shall faithfully pay or cause to be paid to the said Corporations, respectively, all damage of every name & nature which may happen or arise to them, in consequence of the said Bellows placing pine timber into Connecticut river, and floating the same, as is herein provided: And the said Bellows shall not be entitled to any of the benefits of this act, until he make and execute the said Bond as is above required.—

Sec. 5. And be it further enacted, that this act shall continue in force for the term of three years, and no longer.

[CHAPTER 68.]

State of }
New Hampshire. }

AN ACT GRANTING A FURTHER TIME TO THE TRUSTEES OF CHESTERFIELD ACADEMY TO RAISE FIVE THOUSAND DOLLARS BY LOTTERY.

[Approved June 24, 1814. Original Acts, vol. 22, p. 118; recorded Acts, vol. 20, p. 266. See act of January 12, 1790, Laws of New Hampshire, vol. 5, p. 475; also act of June 14, 1808, id., vol. 7, p. 667.]

Sect. 1. Be it enacted by the Senate & House of Representatives in General Court convened, that the Trustees of Chesterfield-Academy be, and they hereby, are allowed a further time of five years from & after the passing of this Act to raise, by Lottery, the sum of five thousand Dollars, to be appropriated for the use & benefit of the Institution under their tuition, as provided by the original Act passed June 14, 1808.—

[CHAPTER 69.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE ICHABOD C. BARTLETT, WILLIAM PATEE & THEIR ASSOCIATES, BY THE NAME OF THE BRIDGEWATER VILLAGE COTTON & WOOLEN FACTORY.

[Approved June 24, 1814. Original Acts, vol. 22, p. 119; recorded Acts, vol. 20, p. 269.]

Sect. 1. Be it enacted by the Senate & House of Representatives in General Court convened That the said Ichabod C Bartlett, William Patee Tho. W. Thompson, William Webster & Daniel Smith and their associates, successors, & assigns, shall be, and they are hereby erected a Corporation and body politic, by the name of The Bridgewater Village Cotton & Woollen Factory, and by that name may sue & be sued, plead & be impleaded, answer and be answered unto, defend and be defended to final judgment and execution, and also may make, have and use a common seal, and the same at pleasure may break alter and renew.

Sect. 2. And be it further enacted That said Corporation shall have power and hereby is authorised to carry on the manufacture, at said Bridgewater Village, of Cotton and Wool, and the business necessarily connected therewith, and may erect any dam, mill or mills, workhouses or buildings, necessary for the carrying on of these useful manufactures, and the business connected therewith.

Sect. 3. And be it further enacted That said Corporation may be lawfully seised & possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said manufactory and the business therewith connected, and the same may sell, bargain, and dispose of at pleasure—Provided that such real estate shall not exceed in value the sum of ten thousand dollars, and such personal estate shall not exceed in value the sum of forty thousand dollars.

Sect. 4. And be it further enacted That the persons before named, or any three of them, may, by giving personal notice to each of their associates, call a meeting of said Corporation, to be holden in said Bridgewater Village, at any suitable time & place, in ten days after such personal notice given, and the members of said corporation, by the vote of a majority of those present, or represented, at said meeting, (in all cases accounting and allowing one vote to each single share) shall choose a clerk, who shall be sworn by a Justice of the Peace for the county of Grafton to the faithful performance of his duty, a Treasurer, and such other officers as may appear necessary for the management of the business and concern of said Corporation, and shall agree on the

manner of calling future meetings; and at the same or any subsequent meeting, may make and establish any rules, and regulations for regulating said Corporation, and the same rules and regulations may cause to be kept and executed, and for the breach thereof may order and enjoin fines and penalties, not exceeding twelve dollars for any breach thereof. Provided such rules and regulations are not repugnant to the laws & Constitution of this State. And all agents or proxies at any meeting shall be authorised in writing, signed by the person by whom they are appointed, which shall be filed & recorded by the Clerk.

Sect. 5. And be it further enacted, That the property of said Corporation shall be divided into one hundred shares, and shall be numbered in progressive order from number one upwards; and the ownership of such shares shall appear by certificates under the seal of said Corporation, and signed by the Treasurer, and each Certificate shall express the name of the owner thereof and the particular share or shares by him owned.

Sect. 6. And be it further enacted That any share or shares may be alienated by the owner or owners thereof his or their executors and administrators, in such manner as may be regulated by the bye-laws of said Corporation, and upon said transfer being recorded by the Clerk in a book to be kept for that purpose, and any purchaser shall on producing to the said Treasurer the transfer so recorded & delivering up to him the former Certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property in such share or shares to be in such purchaser.

Sect. 7. And be it further enacted That whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted and agreed upon by the said Corporation, by their officers to said Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorised to sell, at public vendue, the share or shares of such delinquent member, one or more, as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more public newspapers printed at Concord in the county of Rockingham, or in such other way as said Corporation may direct, the sum due on such share or shares and the time & place of sale, at least thirty days previous to the time of sale; and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same: and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser, with the number of shares sold, shall be, by the Clerk entered on the books of said Corporation; and such person shall be considered, to all intents and purposes, the proprietor thereof, and the over-plus, if any there be, shall be paid, on demand, to the person whose share or shares were so sold.

Sect. 8. And be it further enacted That when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied, the original plaintiff in the action, wherein the said execution was awarded and issued, or his executor or administrator, may sue out a writ of Scire facias from the Court against such person or persons as are or were proprietors & members of said corporation, at the time such judgment was rendered, & may have execution against the body, goods, and estate of any individual member, or against the goods and estate of any deceased member of said Corporation in the hands of his or their executors and administrators, with additional costs & damages.

Sect. 9. And be it further enacted That this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same. Provided always, that the Legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provision and regulation for the management of the business of said Corporation and the Government thereof or wholly repeal this act, as shall be deemed expedient.

Sect. 10. And be it further enacted That the capital stock actually employed in said Factories shall be exempt from taxation for the term of five years from the commencement of their operations—Provided the sum so exempted from taxation, shall not exceed five thousand dollars.

[CHAPTER 70.]

State of)
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF "THE PROPRIETORS OF THE NEW HAMPSHIRE GLASS FACTORY."

[Approved June 24, 1814. Original Acts, vol. 22, p. 120; recorded Acts, vol. 20, p. 277. See act of December 22, 1820, *post.*]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Gilbert Mellen, Daniel Watson, Abel Blake, Daniel Bradford, Aaron Appleton, Amos Twitchell, Timothy Twitchell, Nathaniel Sprague, John Prentiss, Albe Cady, John Towns, Luther Smith, Justus Perry, and their Associates, Successors and Assigns, be, and they hereby are constituted and made a body corporate forever, by the name of "The Proprietors of the New Hampshire Glass Factory:" and by that name shall sue and be sued, defend and be defended, and be known and distinguished in their acts and proceedings, and in all cases whatever. And they are hereby empowered to make and execute such by-laws, rules and regulations, not contrary to the

constitution and laws of this State, and annex such penalties to the breach thereof, as may be necessary and convenient for the government of said Corporation, and the prudent management of their affairs; and they are hereby vested with all the powers and privileges which by law are exercised by, and are incident to Corporations of a like nature.

Sect. 2. And be it further enacted, That said Proprietors are hereby empowered to divide their capital or joint stock into any number not exceeding one hundred equal shares, and thereupon to raise by assessment any sum not exceeding fifty thousand dollars, which may be laid out in the purchase of real estate; in erecting buildings; in constructing furnaces, ovens and machinery, in purchasing materials used in the composition and manufacture of window and other Glass, and in such chemical processes as are connected therewith, and in defraying the expenses incident to similar establishments. And the shares in said Factory shall be considered and holden as personal estate, and transferable upon the books of said Corporation; (and twenty thousand dollars of the capital stock belonging thereto shall be exempt from taxation for the term of three years from and after the first day of April next;) and all workmen employed in said Factory as blowers or stokers, shall, while so employed, be exempt from military duty.

Sect. 3. And be it further enacted, That the said Aaron Appleton, Daniel Bradford and Timothy Twitchell, or either two of them, shall call the first meeting of said Proprietors by posting up notifications for that purpose in at least two public places in Keene, or by advertisement in the New-Hampshire Sentinel printed in said Keene fourteen days at least before said meeting; at which a Clerk shall be chosen and sworn to the faithful discharge of the duties of said office; and they shall also agree on the manner of calling future meetings; and at the same, or at any subsequent meeting legally holden, they may divide their capital into shares; may elect their officers; pass by-laws; order assessments; agree upon the form of transferring shares, and do any act or acts which may be deemed necessary and proper to carry into effect the purposes of said Corporation. All elections shall be determined by a majority of voters present or represented at any meeting; and all representations shall be in writing signed by the person to be represented, and filed with the Clerk; and each proprietor shall be entitled to the number of votes according to the number of shares owned by said proprietor in the following proportion, towit: for one share, one vote; for any number of shares above one and not exceeding three, two votes; for any number above three and not exceeding six, three votes; above six, and not exceeding ten, four votes; above ten and not exceeding fifteen, five votes; above fifteen and not exceeding twenty, six votes, and no more for any greater number of shares owned by the same person.

Sect. 4. And be it further enacted, That it shall be the duty of the Clerk to keep a fair record of the proceedings of said Corporation, and shall exhibit the same, and give certified copies thereof to any person applying therefor, upon payment of such fees as by law are allowed to Registers of Deeds; and upon refusal or unreasonable neglect so to do, the said Clerk shall forfeit and pay for every such offence the sum of twenty dollars to any person suing for the same in any Court of competent jurisdiction.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED DURING THIS SESSION.]

1814, June 7.

Resolved, that the Resolve of the Legislature passed June 1813 directing public hearings thereafter to be had before a joint Committee of the two branches of the Legislature be and the same hereby is annulled

[House Journal, 1814, p. 29. Senate Journal, June, 1814 (printed copy), p. 34.]

1814, June 14.

The Honorable Senate and House met in Convention in the Representatives Chamber, to proceed in the elections.

Motion was made as follows, viz.

Whereas it appears to the Legislature that the selectmen of the town of Portsmouth in making out the list of voters in that town, previous to the election of State and County officers in March last, did not make sufficient examination into the legal qualifications of those whose names they inserted on the list.

And whereas, said selectmen did expressly refuse, upon application made to them for that purpose, to hear any evidence, relative to the qualifications of the persons whose names were on the list, or to strike any names therefrom on any grounds whatever:

And whereas, the moderator of said meeting did refuse to hear any objections to any person's vote, whose name the selectmen had inserted on the list; but did, in every case, permit all such to vote:

And whereas it is evident, that said list contained many names more than all the legal voters in said town; being composed, not only of legal voters, but of minors, inhabitants of other towns and places, and of a large number of foreigners, natives of the different countries of Europe, and not naturalized in the United States, many of whom, and as many as chose so to do, voted at said meeting—Said list containing more than five hundred names of persons more than actual voters at said meeting—

Therefore moved, That the return from said town of Portsmouth be set aside and the votes rejected.

On which motion, by vote of the Convention, the yeas and nays were taken, and were as follows:— . . . Yeas 101—Nays 89. So the motion did prevail.

[House Journal, 1814, p. 73. Senate Journal, June, 1814 (printed copy), p. 80.]

1814, June 16.

Resolved, That the Hon. Jeremiah Smith Chief Justice of the Supreme Judicial Court, John P. Hale, of Rochester, and Moses Hodgdon, of Dover, Esquires, be a committee to collect, revise and superintend the printing of a new edition of the laws of this State, & to procure the printing on such terms as they may think reasonable;—and that his Excellency the Governor be requested to inform the Gentlemen of the committee of their appointment

[House Journal, 1814, p. 82. Senate Journal, June, 1814 (printed copy), p. 84.]

1814, June 21.

Whereas there is a number of unfortunate convicts in the State Prison who are not furnished with those means of moral instruction which are desirable and necessary: and,

Whereas, "The true design of all punishment is, to reform and not to exterminate mankind; and whereas it is the duty of the Legislature to provide such means of reformation and instruction in "morality and piety" as circumstances will admit:—Therefore,

Resolved by the Senate and House of Representatives in General Court convened, that the Directors of the State Prison be requested to engage the Reverend Doctor McFarland to attend prayer with the convicts, in the State Prison every Lord's day, at such time as may be most convenient to him, and give them such moral and religious instruction as he may think proper:—and that the Directors furnish each Cell where there may be a convict or convicts with a Bible and Hymn Book, and also distribute among the convicts occasionally, at their discretion, such number of religious tracts as they may think proper.

[House Journal, 1814, p. 100. Senate Journal, June, 1814 (printed copy), p. 103.]

1814, June 22.

Resolved, that the time allowed Philip Carrigain Esquire, for completing the map of this State, and delivering two hundred and fifty copies to the Secretary as provided by a Resolve of the Legislature passed June 22. 1813, be extended to the first day of January 1815: and if the said Carrigain do not deliver the Maps to the Secretary by the said first day of January 1815, the Treasurer is hereby authorized and directed to

institute a suit against said Carrigain and others, for the recovery of a Note signed by them, dated October 1, 1807, and payable to the State—

[House Journal, 1814, p. 108. Senate Journal, June, 1814 (printed copy), p. 103.]

1814, June 24.

Resolved, that his Excellency the Capt General & Commander in chief be requested to direct the Major General of the first division of the Militia of this State and the Major General of the second division, to require the several Brigadier Generals and other officers in said divisions to see & cause that the brigades, regiments & companies under their respective commands be exercised by regiments, battalions or companies & every way equipped, and in a state of readiness to march for the defence & protection of the Seacoast instantly when thereto required by proper authority.

[House Journal, 1814, p. 138. Senate Journal, June, 1814 (printed copy), p. 132.]

1814, June 24.

Resolved that the sum of Fifty thousand dollars be appropriated to defray the expences which have arisen, or which may arise in defending the harbour & town of Portsmouth and the State of New Hampshire against invasion of the enemy & in guarding and protecting the lives and property of the citizens of this State. And that his Excellency the Governor, be & he hereby is authorized to apply the said sum of Fifty thousand dollars, for the purposes generally before stated, or any part thereof in such manner as he may judge expedient & conducive to the public security & welfare. And be it further resolved that his Excellency the Governor be & he hereby is authorised to draw on the Treasurer of this State at any time he may think proper for such sum or sums as may be necessary for the purposes aforesaid, not exceeding the sum of Fifty thousand dollars.

And be it further resolved, that the Treasurer of this State in order to pay the drafts of his Excellency for the purposes aforesaid, be & he hereby is authorised & empowered, by direction of his Excellency the Governor with advice of Council, to borrow any sum of money which may be necessary for the purposes aforesaid, not exceeding the sum of Fifty thousand dollars, at a rate of interest not exceeding the usual rate of bank interest. The principal & interest of the money so borrowed to be paid from the proceeds of any State tax hereafter paid into the treasury of this State & from any unappropriated money which is or which may be in the treasury; & the funds and the good faith of this State are pledged for the payment of the principal & interest of the money which may be so borrowed as they may become due.

[House Journal, 1814, p. 138. Senate Journal, June, 1814 (printed copy), p. 132.]

1814, June 24.

Resolved that the Hon. John Harris Esquire Benjamin Kimball Jr and Andrew Bowers Esquire be a Committee to sit in the Recess of the Legislature whose duty it shall be to designate the most eligible site for a State house—to prepare a plan for the same—to receive proposals from any town individual or individuals for building the same and to ascertain the probable expence & to report at the next session of the Legislature & that His Excellency the Governor be requested to inform them of their appointment.

[House Journal, 1814, p. 142. Senate Journal, June, 1814 (printed copy), p. 135.]

1814, June 24.

Resolved That his Excellency the Governor be and he hereby is authorized to draw on the Treasurer for the sum of twelve Hundred Dollars, for the purpose of furnishing Materials & other necessary expences, for the state prison, the ensuing Year; subject to the orders of the Warden of said prison, under such regulations as are prescribed in the act providing for the regulation & government of said Prison—

[House Journal, 1814, p. 143. Senate Journal, June, 1814 (printed copy), p. 134.]

[TWENTY-FOURTH GENERAL COURT.]

[*Held at Concord, One Session, June 7, 1815, to June 28, 1815.*]

[OFFICERS OF THE GOVERNMENT.]

JOHN TAYLOR GILMAN, GOVERNOR.

ALBE CADY, SECRETARY OF STATE.

SAMUEL A. KIMBALL, DEPUTY SECRETARY OF STATE.

WILLIAM A. KENT, TREASURER.

*DANIEL FRENCH, ATTORNEY GENERAL.

MOSES P. PAYSON, PRESIDENT OF THE SENATE.

GEORGE B. UPHAM, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

Elijah Hall,	Portsmouth.
Samuel Quarles,	Ossipee.
Benjamin Pierce,	Hillsborough.
Ithamar Chase,	Cornish.
Enoch Colby,	Thornton.

[MEMBERS OF THE SENATE.]

William Ham,	Portsmouth.
George Sullivan,	Exeter.
Amos Kent,	Chester.
Ezekiel Webster,	Boscawen.
Jonas C. March,	Rochester.
William Badger,	Gilmanton.
James Wallace,	Milford.
Joshua Darling,	Henniker.
Levi Jackson,	Chesterfield.
Samuel Fiske,	Claremont.
Daniel Blaisdell,	Canaan.
Moses P. Payson,	Bath.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Andrew O. Evans.
Atkinson and } Plaistow, }	Samuel N. Little.
Bow,	Nathaniel Cavis.
Brentwood,	John S. Dudley.

* Daniel French resigned as attorney general early in the year 1815. The vacancy was not filled until December 19, 1815, when George Sullivan of Exeter was elected.

Candia,	Samuel Anderson.
Canterbury,	Morrill Shepard.
Chester,	John Folsom.
	William Moore.
Chichester,	Moses Seavey.
Concord,	Richard Ayer.
	George Hough.
Deerfield,	Josiah Butler.
East Kingston,	Edward Greeley.
Epping,	William Stearns.
Epsom,	John McClary.
Exeter,	Joseph Tilton, Jr.
Greenland,	William Pickering.
Hampstead,	Jonathan Little.
Hampton,	Edmund Toppan.
Hampton Falls,	Aaron Merrill.
Hawke and } Sandown, }	Jonathan French.
Kensington,	Enoch Worthen.
Kingston,	Jacob Webster.
Londonderry,	John Pinkerton, Jr.
	John Porter.
Loudon,	Jedidiah Tucker.
Newcastle,	Nathan Priest.
Newington,	Paul Rawling.
Newmarket,	John M. Smith.
Newton,	Israel Gale.
Northfield,	Alexander T. Clark.
North Hampton,	Jonathan Hobbs.
Northwood,	Levi Mead.
Nottingham,	Joseph Tuttle.
Pelham,	Samuel M. Richardson.
Pembroke,	Buswell Stevens.
Pittsfield,	Ebenezer Lane.
Poplin,	Moses Hook.
Portsmouth,	John F. Parrott.
	Daniel Austin.
	Hunking Penhallow.
	Joseph Ela.
	George Long.
Raymond,	Moses Dudley.
Rye,	Jonathan Philbrick, Jr.
Salem,	John Clindenin.
Seabrook,	Jabez Eaton.
South Hampton,	Samuel Barnard.
Stratham,	Levi Barker.
Windham,	John Campbell.

STRAFFORD COUNTY.

Alton,	David Gilman.
Barnstead,	Nathaniel Wilson.
Barrington,	Robert Woodbury.
	Thomas W. Hale.
Brookfield and }	Charles Stanton.
Middleton, }	Richard Odell.
Conway,	John Waldron.
Dover,	Amos Cogswell.
	Valentine Smith.
Durham,	John March.
Eaton and }	
Burton, }	
Effingham and }	Joseph Drake.
Ossipee Gore, }	Thomas Plumer.
Farmington,	Dudley Ladd.
Gilford,	Joseph Young.
Gilmanton,	John Ham.
	Gideon Mathes.
Lee,	John Wingate.
Madbury,	Daniel Smith.
Meredith,	Benning M. Bean.
Moultonborough,	Reuben Hayes.
New Durham,	
New Hampton and }	Daniel Smith.
Center Harbor, }	Ezekiel Wentworth.
Ossipee,	James Tibbetts.
Rochester,	John Sanborn.
Sanbornton,	David Johnston.
	Daniel Hoit.
Sandwich,	James Carr.
Somersworth,	Ford Whitman.
Tamworth,	Jonathan Burbank.
Tuftsboro,	Joshua G. Hall.
Wakefield,	Jonathan Blake.
Wolfeboro,	

HILLSBOROUGH COUNTY.

Amherst,	Edmund Parker.
Andover,	Jonathan Weare, Jr.
Antrim and }	Jacob Tuttle.
Windsor, }	Samuel Chandler.
Bedford,	Joseph Little.
Boscawen,	John Smith.
Bradford,	

Brookline,
 Deering,
 Dunbarton,
 Dunstable,
 Fishersfield,
 Francestown,
 Goffstown,
 Greenfield and }
 Society Land, }
 Hancock,
 Henniker,
 Hillsborough,
 Hollis,
 Hopkinton,

Litchfield and }
 Manchester, }
 Lyndeborough,
 Mason,
 Merrimack,
 Milford,
 Mont Vernon,
 New Boston,
 New Ipswich,
 New London,
 Nottingham West,
 Peterborough,
 Salisbury,
 Sutton,
 Temple,
 Warner,
 Weare,

Wilmot and }
 Kearsarge Gore, }
 Wilton,

Samuel T. Boynton.
 John Alcock.
 Richard H. Ayer.
 Timothy Taylor.
 Timothy Morse.
 John Gibson.
 David L. Morrill.
 Jacob Richardson.
 David Nahor.
 Oliver Noyes.
 James Wilson.
 Benjamin M. Farley.
 Bodwell Emerson.
 Matthew Harvey.

Samuel Moore.
 Daniel Putnam.
 John Blodgett.
 Daniel Ingalls.
 William Lovejoy.
 Benjamin Durant.
 William Dodge.
 Samuel Batchelder.
 Joseph Colby.
 Joseph Greeley.
 Hugh Miller.
 Benjamin Pettingill, Jr.
 Jonathan Harvey.
 David Patterson.
 Richard Bartlett.
 Hezekiah D. Buzzell.
 Abraham Morrill.

Jabez Youngman.
 Ephraim Peabody.

CHESHIRE COUNTY.

Acworth,
 Alstead,
 Charlestown,
 Chesterfield,

Claremont,
 Cornish,

Edward Slader.
 Nathaniel Brown.
 Henry Hubbard.
 Phinehas Henderson.
 Benjamin Cook.
 George B. Upham.
 Ezra Jones.
 James Ripley.

Croydon,	Obed Metcalf.
Dublin,	Samuel Hamilton.
Fitzwilliam,	Samuel Griffin.
Goshen and }	
Wendell, }	John Currier.
Hinsdale,	Arad Hunt.
Jaffrey,	Benjamin Prescott.
Keene,	John Wood.
Langdon,	Benjamin Palmer.
Lempster,	Shubael Hurd.
Marlborough,	Phillip Sweetser.
Marlow,	Elisha Huntley.
Nelson,	J. Harrington.
New Grantham,	Ezra Buzzell.
Newport,	Hubbard Newton.
Plainfield,	Amos Farnum.
Richmond,	Jonathan Atherton.
Rindge,	Samuel L. Wilder.
Roxbury,	Solomon Kingsbury.
Springfield,	Elijah Watson.
Stoddard,	Danforth Taylor.
Sullivan,	Erastus Hubbard.
Surry and }	
Gilsum, }	David Blish.
Swanzey,	Elijah Carpenter.
Unity,	Nathan Glidden.
Walpole,	David Stone.
Washington,	Joseph Healey.
Westmoreland,	William Britton.
Winchester,	Benjamin Flint.

GRAFTON COUNTY.

Alexandria and }	
Danbury, }	John Tolford, Jr.
Bath,	Samuel Hutchins.
Bethlehem, }	
Dalton and }	John Wilder.
Whitefield, }	
Bridgewater,	Ichabod C. Bartlett.
Campton,	Moses Baker.
Canaan,	Thomas H. Pettingill.
Concord (Lisbon),	Simon Oakes.
Dorchester, }	
Orange and }	Jacob Barney.
Dames Gore, }	
Enfield,	Jesse J. Fogg.

Grafton,		Ebenezer Hoit.
Groton and	}	Reuben Colby.
Hebron,		James Poole.
Hanover,		Otis Freeman.
Haverhill,		Ezekiel Ladd, Jr.
Landaff,		William Kelsea.
Lebanon,		Nathaniel Porter.
Lincoln and	}	Luke Brooks.
Franconia,		Jonathan Mason.
Lyme,		David Goodall.
Littleton,		Joshua Thornton.
Lyman,		William W. Sargent.
New Chester,		Robert Fowle.
New Holderness,		John B. Wheeler.
Orford,		Gideon Hill.
Peeling and	}	Joseph Sawyer.
Ellsworth,		William Webster.
Piermont,		Caleb Keith.
Plymouth,		Moses Foss.
Rumney and	}	Joseph Patch, Jr.
Wentworth,		
Thornton,		
Warren and	}	
Coventry,		

COOS COUNTY.

Bartlett,	}	John Pendexter.
Adams,		
Chatham and	}	
Locations,		
Columbia,	}	Jared Cone.
Colebrook,		
Shelburne,		
Stewartstown and		
Errol,	}	Adino N. Brackett.
Lancaster,		
Jefferson and	}	James Lucas.
Bretton Woods,		
Northumberland,	}	
Piercy and		
Stratford,	}	

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT IN ADDITION TO
 AND AMENDMENT OF AN ACT ENTITLED AN ACT TO INCORPORATE
 A COMPANY BY THE NAME OF THE PROPRIETORS OF WATER-
 QUEECHEE FALLS CANAL, PASSED JUNE 14, 1805—

[Approved June 13, 1815. Original Acts, vol. 23, p. 1; recorded Acts, vol. 20, p. 303. See act referred to, Laws of New Hampshire, vol. 7, p. 378; also act of December 8, 1796, id., vol. 6, p. 358.]

Whereas in and by said act it was among other things made the duty of the Proprietors of said Water queechee Falls Canal to exhibit their Accounts of all expenditures in erecting, maintaining and repairing the same, to the Justices of the Superior Court of Judicature at their first Session in the County of Cheshire after the expiration of three years from and after the completing of the same: and whereas it hath been made to appear that through unavoidable accident the proprietors aforesaid were prevented from exhibiting said accounts to the Justices of said Court at the time prescribed by said act: and whereas doubts may arise whether the Justices of the Supreme Judicial Court are authorized at this or a future Period to receive and take cognizance of said accounts, and make such orders and decrees thereon as are prescribed in and by said Act.—

Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened.

That the Justices of the Supreme Judicial Court are hereby authorized and empowered at their Session to be holden at Keene in and for said County of Cheshire, on the third Tuesday of October next, to receive and take cognizance of all accounts and statements which have been or may be made and exhibited by said Proprietors pursuant to said act and all reports of Commissioners which have been and may hereafter be made, and to make such orders and decrees thereon, then, and afterwards, relative to said Canal, as the Justices of the late Superior Court of Judicature were empowered and directed to make in and by the act to which this is an addition—Any thing in said act to the contrary notwithstanding—

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT GRANTING TO JOHN L SULLIVAN THE EXCLUSIVE RIGHT FOR A TERM OF TIME TO NAVIGATE MERRIMACK RIVER WITH STEAM BOATS.

[Approved June 15, 1815. Original Acts, vol. 23, p. 2; recorded Acts, vol. 20, p. 304. See additional act of June 16, 1815, *post.*]

Sec 1^t. Be it enacted by the Senate & House of Representatives in General Court convened That for the promotion & encouragement of inland navigation and especially to facilitate transportation by water carriage on Merrimack river within this State, there be, and hereby is granted to John L Sullivan his heirs & assigns and to such persons as may join & associate with him or them for this purpose, the exclusive right to use and navigate Merrimack river within the State of New Hampshire with Steam Boats for and during the term of fourteen years from the 2^d of April 1814.

Provided that in the exercise of this right the said Sullivan his heirs & associates shall not interrupt & prevent the navigation of said river by boats & rafts of other persons in the ordinary & customary manner—

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED, "AN ACT GRANTING TO JOHN L SULLIVAN THE EXCLUSIVE RIGHT FOR A TERM OF TIME TO NAVIGATE MERRIMACK RIVER WITH STEAM BOATS.

[Approved June 16, 1815. Original Acts, vol. 23, p. 3; recorded Acts, vol. 20, p. 317. The act referred to is dated June 15, *ante.*]

Sec 1 Be it enacted by the Senate & House of Representatives in General Court convened. That for the further promotion and encouragement of inland navigation, and especially to facilitate transportation by water carriage on Merrimack river within this State, there be, and hereby is granted to John L Sullivan his heirs, and assigns, and to such persons as may join & associate with him or them, for this purpose, the exclusive right to use and navigate Merrimack river within the State of New Hampshire with Steam Boats for & during the term of Eight Years from the expiration of the term of time granted to him & them for that purpose, by act of the Legislature passed on the 13th day of June present.—

Provided that in the exercise of this right the said Sullivan his heirs and associates shall not interrupt and prevent the navigation of said river by boats and rafts of other persons in the ordinary & customary manner.—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE THE PROPRIETORS OF UNION LOCKS & CANAL.

[Approved June 20, 1815. Original Acts, vol. 23, p. 4; recorded Acts, vol. 20, p. 305. The act referred to is dated December 23, 1808, Laws of New Hampshire, vol. 7, p. 782. See acts of June 23, 1809, *id.*, p. 812; June 12, 1813, *ante*, p. 232; December 13, 1820, *post*; and July 15, 1854, recorded Acts, vol. 46, p. 199.]

Sec 1^t Be it enacted By the Senate and House of Representatives in General Court convened, That from and after the first day of August next, the proprietors of Union Locks and Canal on Merimack river, be & hereby are authorised to demand and receive toll for any raft or rafts that shall pass through their Locks at the places herein mentioned at the following rates.

For the Lock at Merrills' falls, on every thousand feet of pine Lumber Six Cents, For every thousand feet of Oak plank two and an half inches, Thirty Cents. For every Ton of pine timber Two cents. For every Ton of Oak timber Four cents. For every cord of Pine-wood Two cents. For every cord of Oak wood Three cents. For every Ton of masts Four cents. For every thousand of Pipestaves Twelve cents. For every thousand of Hogshead staves six Cents. For every thousand of Barrel staves Two cents. For every thousand of shingles One cent. For every thousand of clapboards Four cents. For every thousand of Hoops eight cents. For the Lock at Goffs-falls the same as at said Merrills falls.

For the Lock at Cromwells' falls the same as at said Merrills' falls, excepting the article of wood viz^t. Pine wood p^r Cord six Cents, and oak wood Ten Cents p^r Cord.—

For the Lock at Moors' falls on every thousand feet of Lumber Eight cents. For every thousand feet of two & an half inch oak plank Forty cents. For every Ton of Pine Timber Three cents For every Ton of oak timber six cents. For every cord of Pine-wood Four cents. For every cord of oak wood Seven cents. For every Ton of masts six cents. For every thousand of pipe staves Twenty four cents. For every thousand of Hogshead staves twelve cents, For every thousand of Barrel Staves Four cents. For every thousand of shingles two cents. For every thousand of clapboards eight cents. For every thousand of Hoops Twelve Cents. And for other articles in proportion.—

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT AUTHORISING MARGARET WIGGIN TO CONVEY ALL THE RIGHT WHICH SHERBURNE WIGGIN LATE OF CONCORD DECEASED HAD, AT THE TIME OF HIS DEATH, TO CERTAIN LAND IN SAID CONCORD—

[Approved June 20, 1815. Original Acts, vol. 23, p. 5; recorded Acts, vol. 20, p. 307.]

Whereas Margaret Wiggin of Concord in the County of Rockingham, Widow of the late Sherburn Wiggin of said Concord deceased, & administratrix of the Estate of the said deceased, & John Odlin of said Concord Guardian of all the heirs of said deceased, have petitioned the General Court, setting forth among other things, that said deceased in his lifetime, to wit, on the twenty eighth day of March in the year of our Lord one thousand eight hundred & twelve, together with the Hon. Thomas W. Thompson, John Odlin, John Thorndike, William Stickney, William A. Kent, Nathaniel Abbott, Abel Hutchins & Benjamin Kimball Junior, became responsible to the Concord Bank for seven hundred dollars for & in behalf of one Samuel Butters, & in consequence thereof, on the same day, the said Butters made & executed to them a deed of a certain tract of land in said Concord on the easterly side of Merrimack River near Concord Bridge, bounded in & by said deed as follows, to wit,—begining at the corner bound between Isaac Shute & said Butters, thence easterly by said Shute's land to the brow of the hill to land in the occupation of Ebenzer Glover, thence by said land in the occupation of said Glover, to the road leading from Concord bridge to Pembroke, thence westerly by said road to land of Daniel Rogers, thence westerly by said land of Daniel Rogers to the river, thence southerly by the river to the bound first mentioned, containing by estimation, fifteen acres, reserving a drift way on the bank of the river—which deed was received by them under the expectation that the grantor would redeem the premises, by discharging the demand above-mentioned, incurred at the Bank; but that expectation having failed, it was agreed by the said deceased & all the other grantees, in said deed, to sell the premises to Abel Hutchins one of the grantees, in consideration of his discharging the aforesaid demand; but unfortunately said agreement was not carried into effect in the lifetime of the said deceased, since whose death the other grantees have all conveyed their right in the premises, to said Hutchins, who, in pursuance of his agreement, has fully discharged the beforementioned demand, & praying that she the said Margaret may be empowered

to convey to said Hutchins all the right & title which the said deceased had to the premises at the time of his death, which prayer appearing reasonable,—Therefore,

Be it enacted by the Senate & House of Representatives in General Court convened—That the said Margaret Wiggin be & she is hereby authorised & empowered to convey by deed to said Abel Hutchins, his heirs & assigns forever, all the right which the said Sherburn Wiggin had, at the time of his decease, to the premises before described, which said conveyance, made & executed by said Margaret as aforesaid, shall be as good & effectual in law, as though the same had been made & executed by said Sherburn Wiggin in his lifetime—

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS IN THE TOWN OF GRAFTON BY THE NAME OF THE GRAFTON SOCIAL LIBRARY.

[Approved June 20, 1815. Original Acts, vol. 23, p. 6; recorded Acts, vol. 20, p. 311.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Ebenezer Hoit, Solomon Sayles, Nathan Johnson, Alexander Williams, Otis Ketton, Samuel Williams Jun John Barney, Elihu Mason Proprietors of said Library and all such as are or may become Proprietors of the same, be, and they hereby are incorporated into and made a body corporate and politic by the name of the Proprietors of the Grafton Social Library, with continuance and succession forever, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges incident to corporations of a similar nature; and may enjoin penalties of disfranchisement, or fine, not exceeding four dollars for each offence, to be recovered, by action of debt to their use, in any Court proper to try the same; and may purchase and receive subscriptions, grants and donations of personal estate, not exceeding the sum of one thousand dollars, for the use of their association.

And be it further enacted, that said Proprietors be and they hereby are authorized and empowered to meet at Grafton aforesaid on the first Monday of September annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Corporation, who shall continue in office until others are chosen in their room; and the said Corporation may convene, as often as may be found necessary for filling up any

vacancies that may happen in said offices, and for transacting all other business for the good of said Corporation, excepting the raising of money, which shall always be done at their annual meeting, and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same, and shall make and establish such bye-laws and rules for the government of said Corporation, as may, from time to time, by them be found necessary. Provided the same be not repugnant to the Constitution and laws of this State—

And be it further enacted, that Ebenezer Hoit & Solomon Sayles aforesaid be, and they hereby are, authorized and empowered to call the first meeting of said Proprietors, at such time and place as they shall judge proper, by posting up a notification of the same, at some public place in said Grafton, at least fifteen days before the time of holding said Meeting, and to preside in the same until a Moderator is chosen; and the said Proprietors at said meeting shall have all the power & authority to establish all such bye laws and choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS, IN DURHAM, BY THE NAME OF THE OLD HUNDRED SACRED MUSIC SOCIETY.

[Approved June 20, 1815. Original Acts, vol. 23, p. 7; recorded Acts, vol. 20, p. 315.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That Stephen Mitchell, Noah Hooper, Ichabod Bartlett, Valentine Smith, James Bartlett, Winthrop Smith, Jacob Odell, Seth S. Walker, John Thompson, Moses Thompson, Samuel Woodman, Benjamin Doe, Joseph Doe and their Associates, and those who may hereafter become associates with them, their successors and assigns, are hereby erected and made a corporation and body politic, in Durham, by the name and style of The old Hundred Sacred Music Society, and by that name shall sue & be sued, plead and be impleaded, defend and be defended in any court of record, or elsewhere, and may also ordain and establish a constitution, & agree on such bye laws, rules and regulations as to them may appear necessary and convenient for the government of said Corporation and the prudent management of their affairs. Provided such constitution bye laws and regulations shall in no wise be contrary to the constitution and laws of this State.

Sec. 2. And be it further enacted, That said corporation may make, have and use a common seal and the same at pleasure may break, alter and renew, and they are hereby made capable in law to have, hold, purchase, receive, possess, enjoy and retain to them, their successors and assigns lands, rents, tenements and hereditaments, with full power to bargain, sell and dispose of the same; and may also receive subscriptions, grants and donations of personal estate provided such real estate shall not exceed in value the sum of one thousand dollars, and such personal estate shall not exceed the sum of two thousand dollars.—

Sec. 3. And be it further enacted, That the persons herein before named or either of them, shall have full power to call the first meeting of said corporation, at such time and place as they may deem proper, by posting up a notification for that purpose at the meeting house in said Durham, at least fifteen days prior to said day of meeting: and the members of said Society, by a vote of a majority of those present, at said meeting, (accounting and allowing to each member of said Society, in all cases, one vote for each dollar, that he shall have paid into the Treasury of said Society, for the purpose and benefit of the same) shall choose a Secretary, who shall be sworn to the faithful discharge of the duties of his office; and shall agree on the method of calling future meetings; and at the same or any subsequent meeting may elect such other officers & make and establish such bye-laws as they may deem proper and expedient, and may cause the same to be executed, and annex penalties to the breach thereof—and this act and all rules, by-laws, regulations and proceedings of said Society, shall be fairly and truly recorded, by the Secretary, in a book or books by him kept for that purpose.—

And be it further enacted, That the annual meeting of the members of said corporation, shall be holden on the first Monday of September forever.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE EBENEZER SMITH AND OTHERS BY THE NAME OF THE PROPRIETORS OF DURHAM SOCIAL LIBRARY—

[Approved June 20, 1815. Original Acts, vol. 23, p. 8; recorded Acts, vol. 20, p. 319.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Ebenezer Smith, Valentine Smith, Ichabod Bartlett, Stephen Mitchell, Joseph Richardson, John Frost, Jedidiah Ingalls, Noah Hooper, Jacob Odell, George Frost, Joseph Coe, Benjamin Kielley, Seth L. Walker, Winthrop Smith,

Vincent Meserve, John Smith Jun. William Cogan, Andrew Simpson, James Joy, Abraham Perkins, James Leighton, Thomas Jones, Timothy Emerson, John Blydenburgh, Joseph Hanson, Ebenezer Smith Jun, Jonathan Steele, Benjamin Thompson Joshua Ballard and William Demerit & their associates, be and they hereby are incorporated into & made a body politic and corporate, by the name & style of the proprietors of Durham Social Library, with continuance and succession forever; and in that name may sue and be sued, prosecute and defend to final judgment and execution; and are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement or fine, not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any court of competent jurisdiction, and may purchase and receive subscriptions, grants and donations of real & personal property not exceeding the sum of three thousand dollars, for the use of their Association.

Sec. 2. And be it further enacted, that said proprietors, be and they hereby are, empowered and authorized to meet at Durham aforesaid, on the first Monday of October annually, forever, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said association, who shall continue in office, until others are chosen in their room; and the said corporation may convene as often as may be found necessary for filling up any vacancies that may happen in said offices, and for transacting all other business for the benefit of said corporation, excepting the raising of money, which shall be done at the annual meeting, and at no other time, except as is hereinafter enacted. At which annual meeting they shall vote to raise all such sums of money as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same, and may make, ordain and establish a constitution, rules and bye-laws, for the future government and orderly conducting of the affairs of said Corporation; provided the same be not repugnant to the constitution & laws of this State.

Sec. 3. And be it further enacted, That the said Ebenezer Smith and Valentine Smith be, and they hereby are, authorized and empowered to call the first meeting of said Proprietors, at such time and place as they may judge proper, in said town of Durham, by posting up notifications of the same, at the meeting house in said town, and at two other public places therein, at least fifteen days before the time of holding said meeting, and to preside in said meeting until a moderator be chosen, and the Proprietors at said meeting shall have all the power, for all purposes, that they can have, by virtue of this act, at their annual meeting.—

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF ROCHESTER FIRE SOCIETY

[Approved June 20, 1815. Original Acts, vol. 23, p. 9; recorded Acts, vol. 20, p. 325.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court Convened, that Jonas C. March, Nathaniel Upham, John P. Hale, Jeremiah H. Woodman, David Barker, Joseph Hanson, James Tebbetts, William Barker and Moses Hale, and their associates & successors, be, and they hereby are, incorporated and made a body corporate and politic forever, by the name and style of the Rochester fire Society, and by that name may sue and be sued plead and be impleaded, prosecute and defend, and shall be & hereby are vested with all the powers and privileges which are incident to corporations of a similar nature

Section 2. And be it further enacted, that said Corporation may have and use a common seal and the same may break, alter and renew at pleasure, and may purchase and receive subscriptions, grants and donations of personal property, not exceeding the sum of one thousand dollars, for the use and benefit of their association, and for the purchasing, maintaining and keeping in repair fire buckets and bags and other apparatus for the extinguishment of fires, and for carrying into effect the object of said Corporation.

Section 3. And be it further enacted, that the said Jonas C. March, Nathaniel Upham and John P. Hale Esquires, or any two of them, be, and hereby are, authorized to call the first meeting of said Corporation, giving ten days notice of the time and place thereof, by posting up notifications in three of the most public places, in said Rochester, and the said Corporation may, at that, or any subsequent meeting, agree upon the times and places of holding future meetings, and the method of calling the same, and may also elect such officers, and make & establish such bye laws, as they may think necessary and proper for their future regulation and government. Provided such rules and bye laws be not repugnant to the constitution and laws of the State of New Hampshire.—

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JOSIAH STEVENS AND OTHERS BY THE
NAME OF THE CONGREGATIONAL SOCIETY IN CLAREMONT.

[Approved June 20, 1815. Original Acts, vol. 23, p. 10; recorded Acts, vol. 20, p. 349.]

Be it enacted by the Senate and House of Representatives in General Court Convened that Josiah Stevens, Samuel Fiske, David Dexter, Thomas Warner, Gideon Handerson and their associates and those who may hereafter associate with them be, and they hereby are, made and erected into a body politic and Corporate to have continuance and succession forever by the name and style of the *Congregational Society in Claremont*, and by that name may sue and be sued, plead and be impleaded, prosecute and defend, to final judgment and execution, and hereby are vested with all the powers, privileges and immunities incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, may make, have and use a common seal, and the same at pleasure may break, alter and renew, & may make, purchase and receive subscriptions grants and donations of real and personal estate not exceeding seven thousand dollars, for the use and benefit of said association, and may ordain & enforce such bye-laws and ordinances, as to them shall appear necessary and convenient, for the government of said Corporation. Provided such bye laws and ordinances are not repugnant to the constitution and laws of said State.

And be it further enacted, that the first meeting of said Corporation shall be holden in said Claremont on the first Monday in September next, at two o'clock in the afternoon, and warning thereof shall be given by notifications to be posted up at two public places in said town, under the hands of Josiah Stevens, and Samuel Fiske, or either of them, at least fifteen days prior to said meeting, either of whom shall preside in said Meeting, until a Moderator shall be chosen; at which, or at any subsequent meeting, duly warned, said Corporation may choose all such officers as may be necessary for the orderly conducting of the affairs of said corporation, who shall be duly sworn and continue in office until others are chosen and sworn in their room, and may fill up such vacancies as may happen in said offices, and transact any other business, for the well-being of said society, except the raising of money, which shall always be done at their annual meeting, and at no other time; at which annual meeting they shall vote to assess and collect all sums of money proper for carrying the designs of the Corporation

into execution, for supporting and maintaining the Gospel Ministry and for defraying the contingent expences of said Society, and for any other purposes conformable to the intentions of this act.

And be it further enacted, that the annual meeting of said Corporation shall be holden on the first Monday of May forever.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE THE JUDGE OF PROBATE FOR THE COUNTY OF CHESHIRE TO APPOINT COMMISSIONERS OF INSOLVENCY IN A CERTAIN CASE—

[Approved June 21, 1815. Original Acts, vol. 23, p. 11; recorded Acts, vol. 20, p. 310.]

Whereas, on the twenty second day of October Anno Domini 1812. certain Commissioners were appointed by said Judge to receive examine & adjust the claims of the several Creditors to the estate of John Evans 2^d late of Hinsdale in said County of Cheshire deceased. And the doings of said Commissioners appearing to be illegal & void—And Whereas the time allowed by law for the Judge of Probate to grant a new Commission of insolvency, has expired—Therefore,

Be it enacted by the Senate & house of Representatives in General Court convened; That the Judge of Probate for the County of Cheshire, be, & he hereby is, authorised & empowered, to appoint Commissioners, & grant a new Commission of Insolvency upon the Estate of said John Evans 2^d allowing the term of three months from & after the passage of this Act for Creditors to exhibit & prove their Claims, The said Commissioners giving such publick notice of the times & places of their sitting to receive examine & adjust said Claims as shall be ordered by said Judge of Probate, and the doings of said Commissioners shall be valid, as in other cases, and binding upon all Persons concerned in said Estate as if the proceedings had been had agreeably to the laws now in force upon that subject; any former Law to the contrary notwithstanding—

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE JUDGE OF PROBATE FOR THE COUNTY OF CHESHIRE TO EXTEND THE COMMISSION OF INSOLVENCY FOR SETTTLING THE ESTATE OF SAMUEL ASHLEY LATE OF CLAREMONT IN SAID COUNTY DECEASED AND FOR APPOINTING NEW COMMISSIONERS FOR THAT PURPOSE—

[Approved June 21, 1815. Original Acts, vol. 23, p. 12; recorded Acts vol. 20, p. 318.]

Sect 1st Be it enacted by the Senate and House of Representatives in General Court convened—That the Judge of Probate for the County of Cheshire for the time being, be and he hereby is authorised and empowered to extend for the term of Six Months, from the thirtieth day of June current, the commission of Insolvency for settling the estate of Samuel Ashley late of Claremont in said County, deceased; and may also appoint, if he thinks it expedient Commissioners anew, to recieve, examine and adjust the claims of the respective Creditors, which may be exhibited against the said Estate, according to law; and the said Judge may order such Notice as he may deem proper—that any person or persons, having claims against said Estate, which have not heretofore been adjusted, may have opportunity to present them for examination and adjustment. And all proceedings of said Judge of Probate and the commissioners so appointed by him conformable to this Act, shall be good and valid in law—

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE BEARD PLUMER ESQUIRE AND OTHERS INTO A SOCIETY BY THE NAME OF THE CONGREGATIONAL SOCIETY IN MILTON.

[Approved June 21, 1815. Original Acts, vol. 23, p. 13; recorded Acts, vol. 20, p. 321.]

Be it enacted by the Senate and House of Representatives in General court convened, that Beard Plumer, Benjamin Scates, Caleb Wingate, John Scates, Joseph Plumer, and their associates with such others as are or may be hereafter admitted into said Society, be and they hereby are made and erected into a body politic and corporate to have continuance and succession forever

by the name and style of the Congregational Society in Milton, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate not exceeding Seven thousand dollars, for the use and benefit of said corporation, and may have and use a common seal, and the same at pleasure may break, alter and renew, and may ordain and put in execution such bye laws and ordinances, as to them shall appear necessary and convenient for the government of said Corporation. Provided such bye laws and ordinances are not repugnant to the laws & constitution of this State.

And be it further enacted, that said Corporation be and they hereby are authorized and empowered to keep in repair the meeting house in said Milton, in which said association now worship, and to erect build finish and keep in repair at any future period a house for public worship, and may assess and collect taxes for that purpose, and for the maintenance and support of the gospel Ministry—

And be it further enacted, that the first meeting of said corporation shall be holden in said Milton on the third Monday of July next, at two o'clock in the afternoon, and notice thereof shall be given by a notification to be posted at two public places in said Milton, under the hands of the persons before named or any two of them, at least fifteen days prior to said meeting, who shall preside in said meeting until a moderator shall be chosen; at which, or any subsequent meeting, duly warned, said corporation may choose all such officers as may be necessary for the orderly conducting of the affairs of said corporation, who shall be duly sworn and continue in office until others are chosen and sworn in their room; and may fill up any vacancies that may happen in said offices, and do & transact any other business necessary to be done and transacted, except the raising of money, which shall be done at their annual meeting and at no other time: at which annual meeting they shall vote to assess and collect all sums of money proper for carrying the designs of the corporation into execution, and for defraying the contingent expences of the same, and shall do and transact all other business necessary to be transacted for the benefit of said Society.

And be it further enacted, that the annual meeting of said Corporation, shall be holden in said Milton on the first Monday of October forever.—

And be it further enacted, that those who are and may hereafter become associated in this Society and who are or may be at the same time proprietors and owners of pews in said meeting house, shall be liable to pay such taxes as shall be assessed thereon, for the

purpose of repairing, and keeping in repair, said meeting house, and for other purposes connected with the well-being of said association, and on refusal or neglect to pay such taxes, the pew or pews of such delinquent owner or owners may be exposed to sale, under the rules and bye laws of said Corporation.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT TO DIVIDE THE TOWN OF HAVERHILL INTO TWO DISTINCT PARISHES, BY THE NAME OF THE NORTH AND SOUTH PARISHES IN HAVERHILL.

[Approved June 21, 1815. Original Acts, vol. 23, p. 14; recorded Acts, vol. 20, p. 323. See additional act of June 23, 1818, *post.*]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court, convened, that the Town of Haverhill be, and hereby is, erected into two distinct Parishes, to be divided by a line to be established as herein after provided.

Sec. 2. And be it further enacted, that Captain Samuel Morey of Orford, Jonathan Merrill Esquire of Warren, and Samuel Hutchins Esquire of Bath, be, and they hereby are appointed a Committee to run and establish by metes and bounds a divisional line, from east to west, between the north and south parts of the town of Haverhill, which shall be the dividing line between said Parishes.

Sec. 3 And be it further enacted, that from and after the establishment of the divisional line as aforesaid, the inhabitants of said Town, living south of said line, shall be made and erected into a body politic and corporate, by the name and style of the South Parish in Haverhill; and the inhabitants of said Town, living north of said line, shall be made and erected into a body politic and corporate by the name and style of the North Parish in Haverhill; and the said Corporations, respectively, shall have continuance and succession forever, by the names and styles aforesaid, and shall have power, respectively, to make and use a common seal, and the same at pleasure to break and alter; and by their names and styles aforesaid may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and respectively be vested with all the powers and privileges incident to town corporations, in relation to the voting, assessing and collecting any sum or sums of money, for the erecting, maintaining and repairing meeting-houses, and for the settlement, maintenance and support of the Public Worship of the Deity, within their respective limits, and

shall respectively have all other powers and privileges incident to corporations of a similar nature.

Sec. 4. And be it further enacted, that the first meeting of said Corporations shall be holden, respectively, on the first Monday in August next, at one o'clock in the afternoon, at the meeting Houses in said Parishes respectively; and notification thereof, under the hand of John Montgomery, in said South Parish, and Stephen Morse, in said North Parish, shall be posted up at said Meeting houses, respectively, three weeks in succession prior to said Meetings, and the said John Montgomery and Stephen Morse shall preside in said Meetings respectively, until a Moderator shall be chosen—and the said Corporations shall respectively have power to appoint all such officers, and to make all such rules, regulations and bye-laws, as shall or may be necessary for the well ordering and conducting the affairs of said Corporation—

Provided the same are not repugnant to the Constitution and laws of said State.

Sec. 5. And be it further enacted, that the annual and other meetings of said Corporations, shall be holden at such times and places, and in such manner, as they shall respectively order and appoint, at their first, or any subsequent, regular meeting.—

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE CONGREGATIONAL SOCIETY IN EPSOM.

[Approved June 21, 1815. Original Acts, vol. 23, p. 15; recorded Acts, vol. 20, p. 330.]

Whereas a petition signed by a number of the Inhabitants of Epsom, praying to be incorporated into a Society for the support of religious worship, by the name of The Congregational Society in Epsom, has been presented to the General Court of this State, and the prayer thereof appearing reasonable;

Therefore—

Be it enacted by the Senate and House of Representatives, in General Court convened, that Samuel Morrill, Josiah Sanborn Esquires and Thomas D. Merrill, and their associates and successors, be, and they hereby are incorporated and made a body politic and corporate forever by the name of the Congregational Society in Epsom, and by that name may sue and be sued, prosecute and be prosecuted, to final judgment and execution, and shall be and hereby are vested with all the powers, privileges and immunities which are incident to corporations of a similar nature.

And be it further enacted, that Samuel Morrill, Josiah Sanborn Esquires and Thomas D. Merrill or either of them be empowered to call a meeting of the members of the said Society, for the purpose of choosing all necessary officers to govern said Society to continue in office until the annual meeting of the same, which shall forever be holden on the first Monday in May; and the said Samuel Morrill, Josiah Sanborn and Thomas D. Merrill, or either of them shall preside in said Meeting until a Moderator be chosen to govern the same, which meeting shall be holden sometime in the month of September next, and shall be warned by posting up a notification at the meeting House in the Town of Epsom, fifteen days prior to the time of holding the same.

And be it further enacted, that the members of said Society qualified to vote for Senators in the State Legislature, shall at said meeting, being warned as aforesaid, and forever afterwards held on the first Monday of May annually, by a majority of votes, choose a suitable person, being a member of said Society to be Clerk thereof, who shall be sworn to the faithful discharge of the duties of his office, and shall agree on a method of calling future meetings, and at the same or any subsequent meeting, may elect such officers and make and establish such rules and bye-laws, as to them shall appear necessary and convenient for the regulation and government of said Society and for carrying into effect the purposes aforesaid, and may annex penalties to the breach thereof; provided said rules and bye-laws be not repugnant to the Constitution and laws of this State.

And be it further enacted, that the members of said Society, qualified to vote as aforesaid, shall, at said Meeting, and forever afterwards at the annual meeting of said Society duly warned choose by a majority of votes three suitable persons, freeholders and members of said Society, to be wardens, and one person to be a collector, and other officers as they may judge necessary for managing their affairs, and said wardens shall be sworn to the faithful discharge of the duties of their office. And such officers shall continue in office for the space of one year, or until the next annual meeting of said society.

And be it further enacted, that the members of said Society qualified to vote as aforesaid, may, at any meeting duly warned, grant and vote such sums of money as they may judge necessary for the settlement, maintenance and support of the ministry, for building and repairing a meeting house, & for defraying all the necessary charges of said Society, to be assessed on the polls and estate of the members of said society in just and equal proportion.

And be it further enacted, that it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society, the names of all persons sworn as officers, and discharge all the duties of the office according to law.

And it shall be the duty of the Wardens to assess the polls and estate of the members of said society their just and equal proportion of all sums of money that shall be voted to be raised at any legal meeting of said Society. And the Wardens, in assessing the polls and estates of the members of said Society, shall have the same power, be subject to the same restrictions and liable to the same penalties, and shall in all cases proceed and be governed by the same laws that Selectmen of Towns in this State, in assessing the polls and estates of the inhabitants of towns are governed by. And it shall, in like manner be the duty of the Wardens of said Society, to make lists of all such assessments, under their hands and to commit the same to the collector with a warrant under their hands and seal.

And be it further enacted, that it shall be the duty of said Collector seasonably to collect all the taxes assessed on the members of said Society, for which he shall have sufficient warrant under their hands, and pay the same according to the directions given in such warrant. And the Collector shall have the same power to collect the taxes so assessed, by distress or otherwise, that collectors in towns in this State by law now have. And the collector shall continue in office until he shall have collected all sums in his list contained of the persons therein named, and shall give bonds to the Wardens, with two sufficient sureties in double the amount of the sum to be collected.

And be it further enacted, that the said Society shall have right to use, occupy and improve the meeting house in the Town of Epsom for the purpose of public worship: Provided always that nothing in this act shall be construed to deprive any individual, or individuals, of any right or rights he or they may have in or to said Meeting house, but the same shall remain as though this act had not been passed.—

And be it further enacted, that whenever there shall be any vacancy or vacancies in the office of Clerk wardens or collector in said Society, the same may be filled in the same manner that any vacancy or vacancies of the office of clerk, Selectmen or collectors in town are by law directed to be filled.—

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE JUDGE OF PROBATE IN THE COUNTY OF COOS TO EXTEND THE COMMISSION OF INSOLVENCY FOR SETTLING THE ESTATE OF NATHANIEL WHITE.

[Approved June 21, 1815. Original Acts, vol. 23, p. 16; recorded Acts, vol. 20, p. 333.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Judge of Probate for the County of Coos be, and he hereby is authorized, should he think justice requires it, to extend for six months from the thirtieth day of June current, the commission of Insolvency for settling the estate of Nathaniel White late of Lancaster in said County of Coos Esquire, deceased, and may order such notice as he may judge necessary to be given, that any person or persons having any claims against said estate, which have not been exhibited to the commissioners, on said estate, may have opportunity to present them for adjustment, and for any other legal purpose; and all proceedings conformable to this act shall be good & valid in Law.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AND AMENDMENT OF AN ACT ENTITLED AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF THE RINDGE TURNPIKE ROAD IN NEW HAMPSHIRE.

[Approved June 21, 1815. Original Acts, vol. 23, p. 17; recorded Acts, vol. 20, p. 334. The act referred to is dated June 12, 1807, Laws of New Hampshire, vol. 7, p. 570. See act of November 24, 1812, *ante*, p. 143. By the act of December 21, 1832, recorded Acts, vol. 29, p. 204, the charter is repealed.]

Whereas in and by said act, the Proprietors aforesaid are inhibited from demanding or receiving toll from any person, who is an inhabitant of any town where any gate may be erected, or from any officer or soldier of the militia under arms, going to or from the place of military duty, or from those who may be attending any funeral, and have occasion to pass said Gate—and whereas the Proprietors and Directors of said Turnpike road, have petitioned the General Court, praying that said act of incorporation may be so altered as to correspond, in that particular, with other acts of

incorporation of a similar nature—Which prayer appearing reasonable. Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that so much of said act of incorporation as is contained in the provision following, to wit, "Provided, that nothing in this act shall extend to entitle said Corporation to demand or receive toll of any person who is an inhabitant of any town where any Gate may be erected, nor any officer or soldier of the militia under arms going to or from the place of military duty, nor to any funeral that may have occasion to pass said gate"—be, and the same is hereby, repealed.

And be it further enacted, that nothing contained in said act of incorporation shall entitle said Corporation to demand or receive toll of any person who shall be passing with his horse or carriage to or from public worship, or a funeral, or with his horse, team or cattle to or from any mill, or on the common and ordinary business of family concerns, within the Town where such person belongs; nor of any officer or soldier of the Militia while passing under arms, to or from the place of military duty.—

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SAMUEL A PEARSON, WILLIAM LOVEJOY & OTHERS BY THE NAME OF THE COOS SACRED MUSIC SOCIETY

[Approved June 21, 1815. Original Acts, vol. 23, p. 18; recorded Acts, vol. 20, p. 337.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Samuel A Pearson, William Lovejoy, William Farrar, John Willson and their associates and those who may hereafter become associates with them, their successors and assigns, are hereby erected and made a Corporation and body politic and corporate in the town of Lancaster by the name and style of the Coos Sacred Music Society, and by that name shall sue and be sued, plead and be impleaded, prosecute and defend in any court of record or elsewhere, and may also ordain & establish a Constitution and agree on such bye laws, ordinances and regulations, as to them may appear necessary and convenient for the government of said Corporation, and the prudent management of their affairs. Provided such Constitution, bye laws and regulations shall not be repugnant to the Constitution and laws of this State.—

And be it further enacted, that said Corporation may make,

have and use a common seal and the same, at pleasure, break, alter and renew, and they are hereby made capable in law to have, hold, purchase and enjoy to them and their successors and assigns lands, tenements and hereditaments with full power to bargain, sell and dispose of the same; and may also receive subscriptions, grants and donations of personal estate, provided such real and personal estate shall not exceed in value the sum of two thousand dollars.

And be it further enacted, that the persons herein before named or either of them, shall have full power to call the first meeting of said Corporation, at such time and place, in said Lancaster, as they may deem proper, by posting up notifications for that purpose in at least two public places in said town, ten days before said meeting; at which, or any future meeting, they may make, ordain and establish a Constitution and such bye laws as they may deem necessary, and shall choose all proper officers for governing said Corporation, who shall continue in office until others are elected in their room; at which meeting they may agree on the time and place of holding their annual meeting, and the method of calling the same and all future meetings of said corporation: and at said annual meeting the raising of all such sums of money as shall be deemed necessary for promoting and advancing the interest of said Corporation, shall be agreed on, and at no other time.

[CHAPTER 19.]

State of)
New Hampshire.)

AN ACT TO INCORPORATE NATHAN BACHELOR, JOHN GORDON & BENJAMIN HOIT, & THEIR SUCCESSORS & ASSIGNS, BY THE NAME OF THE ROCKINGHAM COTTON MANUFACTORY—

[Approved June 21, 1815. Original Acts, vol. 23, p. 19; recorded Acts, vol. 20, p. 339. See act of December 21, 1820, *post.*]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the said Nathan Bachelor, John Gordon & Benjamin Hoit & their Successors and assigns shall be and they hereby are erected a corporation & body politic by the name & stile of the Rockingham Cotton Manufactory, and by that name may sue and be sued, plead or be impleaded, defend or be defended to final judgment and execution, and also may make and use a common seal, and the same at pleasure may break alter and renew

Sec. 2. And be it further enacted, that the said Corporation shall have power and hereby is authorized to carry on the Manufactory of Cotton and the business necessarily connected therewith,

in Exeter, in said County, and may erect any Dam, mill or mills, work or buildings, necessary for carrying on this useful manufactory, and the business connected therewith.

Sec. 3. And be it further enacted, that said corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing & carrying on said Manufactory, and the business connected therewith, and the same may sell bargain and dispose of at pleasure. Provided that such real estate shall not exceed in value the sum of fifteen thousand dollars, and such personal estate shall not exceed in value the sum of twenty thousand dollars—

Sec. 4. And be it further enacted, that any one of the persons before named, may, by giving personal notice to each of his Associates, call a meeting of said Corporation to be holden in said Exeter, at any suitable time and place, in ten days after such personal notice given, and the members of said Corporation, by the vote of a majority of those present or represented, at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn to the faithful performance of his duty, a Treasurer, and such other officers as may appear necessary for the management of the business and concerns of said Corporation; and shall agree on the manner of calling future meetings; and at the same or any subsequent meeting, may make and establish any rules and regulations for regulating said corporation, and the same rules and regulations may cause to be kept and executed, or for the breach thereof, may order and enjoin fines & penalties not exceeding twelve dollars for any breach thereof. Provided such rules and regulations are not repugnant to the laws and Constitution. And all agents and proxies at any meeting shall be authorized in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk.

Sec. 5. And be it further enacted, that the property of said Corporation shall be divided into twelve shares, which shall be numbered in progressive order beginning at Number one, and every original number thereof shall have a certificate, under the seal of said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said Certificate

Sec 6. And be it further enacted, that any share or shares shall be alienated by the owner or owners thereof, his or their executors and administrators, in such manner as may be regulated by the bye laws of said Corporation, and upon said transfer being recorded by the Clerk in a book to be kept for that purpose, any purchaser shall on producing to the Treasurer the transfer so recorded and delivering up to him the former certificate, be entitled to a new certificate executed in form aforesaid, certifying the property in such share or shares to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment, duly voted & agreed upon by the said Corporation, to their Treasurer within thirty days after the time set for the payment thereof, the Treasurer of said Corporation is hereby authorized to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes and necessary incidental charges, after duly notifying in one or more public newspapers printed in said County, or in such other way as said corporation may direct, the sum due on such share or shares, and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of said share or shares so sold to the person purchasing the same, and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser with the number of shares sold, shall be by the Clerk entered on the books of said Corporation and such person shall be considered to all intents and purposes the proprietor thereof, and the overplus (if any there be) shall be paid on demand by the Treasurer to the person whose share or shares were sold.

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said Execution was awarded and issued, or his executor or administrator, may sue out a writ of Scire facias from the Court against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body, goods, or estate of any individual member, or against the goods and estate of any deceased member of said corporation, in the hands of his or their executors or administrators, with additional costs and damages.

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a publick act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same. Provided always, that the legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations, for the management of the business of said Corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

Sec. 10. And be it further enacted, that the capital stock actually employed in said factory, shall be exempt from taxation, for the term of five years from & after the passing of this act—Provided the sum so exempted shall not exceed twelve thousand dollars.—

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE JUDGE OF PROBATE, FOR THE COUNTY OF CHESHIRE, TO EXTEND THE COMMISSION OF INSOLVENCY, FOR SETTLING THE ESTATE OF MOSES BENNETT, & FOR APPOINTING NEW COMMISSIONERS, FOR THAT PURPOSE.

[Approved June 21, 1815. Original Acts, vol. 23, p. 20; reeorded Acts, vol. 20, p. 351.]

Be it enacted by the Senate and House of Representatives, in General Court Convened, that the Judge of Probate for the County of Cheshire be, and he hereby is, authorised and empowered to extend, for twelve months, from the thirtieth day of June current, the Commission of insolvency for settling the estate of Moses Bennett, late of Walpole, in said County of Cheshire, deceased; and may also appoint, if he shall think it expedient, commissioners anew, to receive and examine the claims which may be to them exhibited, against said estate, and to adjust the same, according to law; and the said Judge may order such notice as he may esteem proper, that any person or persons, having claims against said estate, not heretofore adjusted, may have opportunity to present them for adjustment. And all proceedings of said Judge and the commissioners, so appointed, by him, conformable to this act, shall be good & valid in law.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AND AMENDMENT OF AN ACT, ENTITLED AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF HINSDALE BRIDGE & THE SIXTH NEW HAMPSHIRE TURNPIKE CORPORATION—APPROVED JUNE 17, 1802.

[Passed June 22, 1815, without the approval of the Governor. Original Acts, vol. 23, p. 21; recorded Acts, vol. 20, p. 309. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 87. See also acts of June 12, 1812, ante, p. 74, and January 7, 1853, recorded Acts, vol. 44, p. 140.]

Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the passing of this act, no action of trespass on the case, nor any other action of whatever name, commenced against the Proprietors of Hinsdale Bridge and the sixth New Hampshire Turnpike Corporation, by any person or persons whomsoever, for the recovery of any dam-

age that shall have happened to the owner or owners of any team or teams or carriages, passing over or on said Bridge or Turnpike, by means of the insufficiency of said Bridge or road, shall be sustained in law, unless it shall appear to the Court or Justice before whom any such action or actions are triable, that each team or carriage so damaged as aforesaid, was, at the time alledged, so to have been damaged, loaded with less weight or burthen than three Tons. Any thing in said act to the contrary notwithstanding.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE NATHANIEL AMBROSE AND OTHERS INTO
 A SOCIETY BY THE NAME OF THE FIRST CONGREGATIONAL SO-
 CIETY IN OSSIPEE

[Approved June 22, 1815. Original Acts, vol. 23, p. 22; recorded Acts, vol. 20, p. 335.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Nathaniel Ambrose, Daniel Smith, Ebenezer Hodsdon, Robert Roberts, and their associates, with such others as may be admitted hereafter into said Society be, and they hereby are made and erected into a body corporate and politic to have continuance and succession forever by the name and style of the *First Congregational Society in Ossipee*, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchizement, and make, purchase and receive, subscriptions, grants and donations of real and personal estate, not exceeding seven thousand dollars, for the use and benefit of said Corporation—and may have & use a common seal, and the same at pleasure break, alter and renew, and may ordain and put in execution such bye laws and ordinances, as to them shall appear necessary and convenient, for the Government of said corporation. Provided such bye laws and ordinances are not repugnant to the laws & constitution of this State.

And be it further enacted, that said corporation be, and they hereby are, authorised and empowered to erect, build, finish and keep in repair, at any future period, a house or houses of public worship in said Ossipee, and may assess and collect taxes for that purpose, and for the purpose and design of supporting a Gospel Minister, in said town, or for any other purpose not inconsistent with the intention of this act, on which said association may, hereafter, in legal meeting agree.—

And be it further enacted, that the first meeting of said Corporation shall be holden at said Ossipee at such time and place as shall be agreed on by said Nathaniel Ambrose and Daniel Smith, who are hereby authorized and empowered to warn the same, by posting up notifications for that purpose, at two public places in said town, under the hands of them or either of them, at least fifteen days prior to said day of meeting, who shall preside in said meeting until a Moderator shall be chosen; at which meeting said corporation may choose all such officers, and committees as may be thought necessary, for the orderly conducting of the affairs of said corporation, who, if required, shall be duly sworn, and shall continue in office until others are chosen and sworn in their room.— And said Corporation may assemble as often as may be found necessary for filling up any vacancies, that may happen in said offices, and for transacting any other business; and may assess and collect all sums of money proper for carrying the designs of the corporation into execution, and for defraying the contingent expences of the same.

And be it further enacted, that the annual meeting of said Corporation shall be holden at Ossipee aforesaid on the first monday of October forever.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE WILLIAM RICE, ELIJAH HALL, JOHN F. PARROTT, THOMAS MANNING, TITUS SALTER, JAMES SHAPLEY ENOCH G. PARROTT, AND OTHERS, INTO A COMPANY BY THE NAME OF THE UNION INSURANCE COMPANY.

[Approved June 22, 1815. Original Acts, vol. 23, p. 23; recorded Acts, vol. 20, p. 343.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, That William Rice, Elijah Hall, John F. Parrott, Thomas Manning, Titus Salter, James Shapley, Enoch G. Parrott, and such persons as shall become stockholders in said Company, being Citizens of the United States, be, and hereby are incorporated into a Company and body politic by the name of the Union Insurance Company for and during the term of twenty years after the passing of this Act; and by that name may sue and be sued, plead or be impleaded, appear, prosecute, and defend to final judgment and execution; and have a common seal which they may alter at pleasure; and may purchase hold and convey any estate real or personal for the use of said Company, subject to the restrictions hereinafter mentioned

Section 2^d And be it further enacted, That the capital stock of said Company shall not exceed two hundred thousand dollars exclusive of premium notes or profits arising from the business of said Company, and shall be divided into one thousand shares.

Section 3^d And be it further enacted, That the stock, property, affairs, and concerns of the said Company shall be managed and conducted by nine Directors, one of whom shall be President thereof, who shall hold their office for one year, and until a new choice be made, and no longer; which Directors shall at the time of their election be stockholders, and shall be elected on the first Monday of January in each and every year (at such times of the day and in such place in the town of Portsmouth as the Directors for the time being shall appoint) by a majority of the votes of the stockholders present, allowing one vote to each share; of which election public notice shall be given in some Newspaper printed in the town of Portsmouth. And the stockholders not present may vote by proxy under such regulations as the company shall prescribe; and if by reason of any unavoidable accident the said Directors shall not be appointed on the first Monday in January as aforesaid, it shall be lawful to choose them on another day in manner herein prescribed.

Section 4th And be it further enacted, That the Directors so chosen shall meet as soon as may be after every election, and shall choose out of their body one person to be President, who shall preside for one year, and be sworn faithfully to discharge the duties of his office; and in case of the death or resignation of the President, or any Director, or of his or their inability to serve, such vacancy shall be filled up for the remainder of the year in which it may happen by a special election for that purpose, to be holden in the same manner as herein before directed, respecting the annual election of Directors and President.

Section 5th And be it further enacted, That the President and three of the Directors, or four in the absence of the President, shall be a board competent for the transaction of business, and all questions before them shall be decided by a majority of votes; and they shall have power to make and prescribe such by-laws, rules, and regulations as to them shall appear needful and proper, touching the management and disposition of the stock, property, estate, and effects, of said Company, and the transfer of shares, and touching the duties and conduct of the several officers, clerks, and servants employed, and the election of Directors, and all such matters as appertain to the business of Insurance; and shall also have the power to appoint a Secretary, and so many Clerks and servants for carrying on the said business of Insurance, and with such salaries and allowances to them and the President, as to said board shall seem meet: Provided, That such by-laws, rules and regulations be not repugnant to the constitution and laws of this State.

Section 6th And be it further enacted, That there shall be a stated meeting of the Directors, at least once in every month, and as often within each month as the President and board of Directors shall deem proper, and the President and committee of three Directors to be by him appointed in rotation shall assemble daily, if need be, for dispatch of business; and the said board of Directors, and the Committee aforesaid, at and during the pleasure of said board, shall have power and authority, on behalf of the Company, to make Insurance upon Vessels, Goods, Effects, and Freight, and against Fire, upon Houses, Stores, Goods, Wares, and Merchandize, and against Captivity of Persons, and on the life of any Person or Persons, and in case of money lent on Bottomry and Respondentia, and to fix the premiums and terms of payment; and all Policies of Insurance by them made shall be subscribed by the President, or in case of his death, sickness, inability, or absence, by any two of the Directors, and countersigned by the Secretary, and shall be binding and obligatory upon the said Company, and have the like effect and force, as if under the seal of said Company; and all losses duly arising under any Policy, so subscribed, may be adjusted and settled by the President and board of Directors, and the same shall be binding on the Company.

Section 7th And be it further enacted, That it shall be the duty of the Directors on the second Monday of January and July, in every year, to make dividends of so much of the interest arising from the capital stock, and profits of said Company, as to them shall appear adviseable; but the monies received and the notes taken for premium or risques, which shall be undetermined and outstanding at the time of making such dividends, shall not be considered as part of the profits of the Company:—And in case of any loss or losses whereby the capital stock of said Company shall be lessened, each proprietor's or stockholder's estate shall be held accountable, for the deficiency that may be due from his share or shares, at the time of such losses taking place, to be paid into the said Company by assessments or such other mode and at such other times as the Directors shall order. And after such loss no dividend shall be made until a sum equal to such diminution shall have been added to the capital stock; and that once in every three years, and oftener, if required, by a majority of the votes of the Stockholders, the Directors shall lay before the Stockholders, at a general meeting, an exact and particular statement of the profits, if any there be after deducting losses and dividends.

Section 8th And be it further enacted, That the said Company shall be empowered, and hereby are empowered, to vest the said capital stock of said Company, after being collected at each instalment, in funded debt of the United States, or in Bank stock, loan it on promissory notes or bills of Exchange, and mortgages on real estate, in either, or all of them, and in such proportions as may be

most for the interest of said Company, at the discretion of the President and Directors of said Company, or of such other person or persons as said stockholders shall for such purpose at every meeting appoint.

Section 9th And be it further enacted, That the capital stock of said Company shall be raised by assessments on the shares, to be made by the President and Directors, and paid by instalments, at such times as they shall prescribe, and for neglect of payment of any such assessments, the delinquent share or shares may be sold for payment thereof, and the residue of the proceeds of such sale shall be paid to the owner of such share or shares.

Section 10th And be it further enacted, That the said Company may commence business, and make insurance as soon as a sum equal to seventy dollars on a share shall be assessed and actually paid in, and not before.

Section 11th And be it further enacted, That the property of any member of said Company, vested in the stock of said Company, shall be liable to attachment and to the payment and satisfaction of his just debts to any of his *bona fide* creditors in manner following, *viz^t* In addition to the summons by law prescribed to be left with the defendant, a like summons shall be left with the Secretary of said Company, and the debtor's share in said Company's funds, together with the interest and profits due or growing due thereon, or as much thereof as shall be sufficient, shall thereby be held to respond the judgment which may be recovered in said suit according to law; and all transfers of the debtor's shares not noted on the books of the Company, previous to the delivery of such summons, shall be barred thereby; and execution may be levied on the property of any stockholder in said Company, and his share or shares therein exposed to sale, in the same manner as is by law prescribed where personal estate is taken in execution; and it shall be the duty of the officer who extends such execution, to leave an attested copy thereof with his doings thereon, with the Secretary of said Company, and the purchaser shall thereupon be entitled to the said debtor's share or shares in said stock, and the receptions of all dividends and profits which the debtor was previously entitled to; and upon any attachments being made or execution levied on any shares in said Company, it shall be the duty of said Secretary to expose the books of said Company to the officer, and to furnish him with a certificate, under his hand, in his official capacity, ascertaining the number of shares the debtor holds in said Company, and the amount of the dividends thereupon due.

Section 12th And be it further enacted, That in case any loss or losses shall take place, which shall be equal to the amount of the capital stock of said Company, and the President and Directors, after knowing such loss or losses, shall subscribe to any Policy of Insurance, their estates, jointly and severally, shall be accountable

for the amount of any and every loss that shall take place under Policies thus subscribed.

Section 13th And be it further enacted, That the President and Directors of said Company shall previous to their subscribing any Policy, and once in every year afterwards, publish in some Newspaper or Newspapers, printed in the Town of Portsmouth, the amount of their stock, against what risques they mean to insure, and the largest sum they mean to take on any one risque.

Section 14th And be it further enacted, That the President and Directors of said Company shall when and as often as required by the Legislature of this State, lay before them a statement of the affairs of said Company, and submit to an examination concerning the same under oath.

Section 15th And be it further enacted, That subscriptions for shares in the stock of said Company shall be made under the direction of the said William Rice, Elijah Hall, John F. Parrott, Thomas Manning, Titus Salter, James Shapley, and Enoch G. Parrott or any two of them and as soon as subscriptions shall be made for eight hundred shares, they, the said William Rice, Elijah Hall, John F. Parrott, Thomas Manning, Titus Salter, James Shapley and Enoch G. Parrott, or any two or more of them may notify a meeting of the subscribers at some place in Portsmouth by advertising the same two weeks successively in some Newspaper printed in said Portsmouth: at which meeting the said subscribers may by ballot, having reference to the number of shares by each respectively subscribed for, elect their first board of Directors, who shall continue in office until the first Monday of January next after such meeting and until others shall be chosen in their stead.

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE LABAN AINSWORTH, ADONIJAH HOW AND OTHERS BY THE NAME OF THE CONGREGATIONAL CHURCH IN JAFFREY.

[Approved June 22, 1815. Original Acts, vol. 23, p. 24; recorded Acts, vol. 20, p. 352.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Laban Ainsworth, Adonijah How and their Associates with such others as may be admitted hereafter into said Society be, and they hereby are made and erected into a body corporate and politic, to have continuance and succession forever, by the name and style of the Congregational Church in Jaffrey, and by that name may sue and be sued, plead and be impleaded, prosecute

and defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real & personal estate not exceeding five thousand dollars: (provided no part thereof be exempt from taxation) the avails of which to be appropriated by said corporation, for the support of a preacher or preachers of the Gospel in said town; and may have and use a common seal, and the same at pleasure break, alter and renew, and may ordain and put in execution such bye laws and ordinances as to them shall appear necessary and convenient for the government of said corporation and the prudent management of the real & personal estate belonging to said Corporation. Provided such bye laws and ordinances are not repugnant to the laws and constitution of this State.

And be it further enacted, that the first meeting of said Corporation shall be holden at said Jaffrey, at such time and place, as may be agreed on by said Laban Ainsworth and Adonijah How, who are hereby authorized and empowered to warn the same by posting up notifications for that purpose, at two public places in said town, one of which shall be the meeting house, under their hands, at least fifteen days prior to the day of meeting; who shall preside in the same until a moderator shall be chosen; at which meeting said Corporation may choose all such officers and Committees, as may be thought necessary for the orderly conducting of the affairs of said corporation; who, if required shall be duly sworn, and shall continue in office until others are chosen and sworn in their room;—And said Corporation may assemble as often as may be found necessary for filling up any vacancies that may happen in said offices, and for transacting any other business, and may assess and collect all such sums of money as are proper for carrying the designs of the Corporation into execution and for defraying the contingent expences of the same, and shall do and transact all other business necessary to be done and transacted for the benefit of said society.

And be it further enacted, that the annual meeting of said Corporation shall be holden at Jaffrey aforesaid, on the first Monday of October forever.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT FOR REVIVING AND EXTENDING THE GRANT MADE TO CERTAIN PERSONS FOR BUILDING A BRIDGE OVER PEMIGAWASSIT RIVER, AT M^cNORTON'S FALLS, IN PEELING, AND FOR SUPPORTING THE SAME, PASSED JUNE 15, 1807.

[Approved June 22, 1815. Original Acts, vol. 23, p. 25; recorded Acts, vol. 20, p. 353. See act referred to, Laws of New Hampshire, vol. 7, p. 580.]

Whereas, in and by said Grant it is made the duty of the Proprietors of said Bridge to build and complete the same, in three years from the passing thereof; and whereas said Proprietors have been prevented, by unforeseen events, from building and completing said Bridge within the period prescribed as aforesaid: and the said Proprietors having prayed the Legislature for the revival of said grant, and an extension of the time for building and finishing said Bridge—which appearing reasonable—

Therefore.

Be it enacted by the Senate and House of Representatives in General Court convened, that the Proprietors of the Peeling Bridge be, and they hereby are, allowed one year from and after the thirtieth day of June current, to build and complete said Bridge; and said act of incorporation and all the conditions, provisions, powers and privileges in the same contained are hereby revived and continued in full force and effect: Any thing in said act to the contrary notwithstanding.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF SAMUEL FRENCH JUNIOR OF GILMANTON IN THIS STATE.

[Approved June 22, 1815. Original Acts, vol. 23, p. 26; recorded Acts, vol. 20, p. 354.]

Be it enacted by the Senate and House of Representatives in General Court convened that the name of Samuel French junior of Gilmantown in this State be altered and changed to the name of Samuel Barnard French, and that he shall be hereafter called, and known by the name of Samuel Barnard French any law or usage to the contrary notwithstanding—

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE CERTAIN PERSONS BY THE NAME AND STYLE OF "THE PROPRIETORS OF GILMANTON ACADEMY SOCIAL LIBRARY"—

[Approved June 22, 1815. Original Acts, vol. 23, p. 27; recorded Acts, vol. 20, p. 355.]

Sec. 1 Be it enacted, by the Senate and House of Representatives, in General Court convened, That Stephen Moody, Andrew Mack, John Shepard Ju^r, Thomas Burns, Samuel Frénch and Peter Folsom 4th and their associates, proprietors of said Library, and all such as may hereafter become proprietors of the same, be, and they hereby are, incorporated into a body politic, by the name and style of "The Proprietors of Gilmanton academy Social Library" with continuation and succession for ever; and by that name may sue and be sued, may plead and be impleaded, in all actions personal, and may prosecute and defend the same to final judgment and execution: and they are hereafter vested with all the powers and privileges incident to corporations of a similar nature; and may enjoin penalties of disfranchisement, or fine not exceeding five dollars, to be recovered by said Society, in an action of debt, to their use, in any court proper to try the same: and they may make, purchase, and receive subscriptions, grants and donations of personal estate not exceeding one thousand dollars, for the purpose and use of their association.—

Sec. 2nd And be it further enacted, That said Society be, and they hereby are, authorized to assemble at or near Gilmanton Academy on the third Wednesday of April annually to elect and appoint all such officers as may be found necessary for the orderly conducting the affairs of said corporation, who shall continue in office until others are chosen in their room; and said corporation may assemble as often as may be found necessary for the filling up of any vacancies which may happen in said offices, and for the transacting all other business, excepting the raising of monies, which shall always be done at their annual meetings, and at no other time; at which times they shall vote and assess all necessary sums for defraying the annual expence of preserving said Library, and for enlarging the same; and said corporation shall have power to make such rules and by laws for the government of said Society, as may from time to time, by them, be found necessary; provided the same be not repugnant to the Constitution and laws of this State.—

Sec. 3 And be it further enacted, That Stephen Moody, Andrew Mack, and John Shepard Ju^r, or either of them, are hereby authorized and empowered to call the first meeting of said Proprietors at such time and place as they may appoint, by posting notifications for that purpose, at some public place in Gilmanton, at least fifteen days prior to said meeting; and the said Proprietors, at said meeting, shall have the same power to elect officers, and make by laws, as by this act they have at their annual meeting—

[CHAPTER 28.]

State of)
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE MECHANICS' SOCIAL LIBRARY, IN EXETER.

[Approved June 22, 1815. Original Acts, vol. 23, p. 28; recorded Acts, vol. 20, p. 357.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Oliver Welch, Joseph Bordman, Jonathan Dearborn, William Pearsons, Joseph Smith Jun, and their associates, Proprietors of said Library, and all such as are or may, hereafter, become Proprietors of the same, be and they hereby are incorporated into and made a body politic and corporate, by the name and style of the Mechanics' Social Library in Exeter, with continuance & succession forever; and in that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four dollars for each offence, to be recovered by action of debt to their use, in any court of competent jurisdiction, and may purchase and receive subscriptions, grants and donations of personal property not exceeding two thousand dollars, for the use of their association—

And be it further enacted, that said Proprietors be & they hereby are, authorized and empowered to meet at Exeter aforesaid on the second Monday in August every year, to choose all such officers, as may be found necessary for the orderly conducting of the affairs of said Association, who shall continue in office until others are chosen in their room; and said corporation may convene as often as may be found necessary, for the filling up of any vacancies that may happen in said offices, & for transacting all other business for the benefit of said Corporation, excepting the raising of money, which shall be done at their annual meeting, and at no other time; at which annual meeting they shall vote all such sums as shall be

necessary for defraying the annual expense of preserving said Library, and for enlarging the same, and may make and establish a constitution & ordain rules and bye laws for the Government of said corporation—Provided the same be not repugnant to the constitution and laws of this State.

And be it further enacted, that the persons before named or any two of them be, and they hereby are authorized and empowered to call the first Meeting of said Proprietors at such time and place as may be judged proper, in said town of Exeter, by posting up a notification of the same, at the meeting house, in said town, and at some other public place therein, at least fifteen days before the time of holding said meeting, and to preside in said meeting until a moderator be chosen, and the proprietors at said meeting, shall have all the power and authority to establish such bye laws, and choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.—

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT FOR DISANNEXING LANDS OWNED BY ROBERT BUNTIN
PHILIP SARGENT AND WILLIAM HASELTINE, FROM THE TOWN OF
BOW, AND ANNEXING THEM TO THE TOWN OF ALLENSTOWN.

[Approved June 22, 1815. Original Acts, vol. 23, p. 29; recorded Acts, vol. 20, p. 358.]

Whereas a petition has been presented to the General Court signed by Robert Buntin, Philip Sargent and William Haseltine, representing that they are the owners of a piece or parcel of land lying and being in the town of Bow on the east side of Merrimac river, containing about fifteen acres, that it is inconvenient for them to pay taxes for their lands in two towns and that said land is all that the town of Bow contains on the east side of said Merrimac river and praying that it may be annexed to the town of Allenstown, which prayer appearing reasonable—

Therefore

Be it enacted by the Senate and House of Representatives in General Court convened—That so much land as lies in the town of Bow on the east side of Merrimac river and which is owned by Robert Buntin Philip Sargent, and William Haseltine, be, and the same hereby is disannexed and separated from the town of Bow and is annexed to and made a part of said town of Allenstown, as fully and amply to all intents, as though it had been contained in and comprehended by the original grant, charter, or incorporation of said Allenstown—And said land shall be considered liable,

in all future assessments, for all legal taxes, as fully and amply, and in the same way and manner as though it has been comprehended and contained within such original grant or incorporation; any custom or usage to the contrary notwithstanding—

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT ALTERING THE NAME OF MARGARET GOOKIN EMERY—

[Approved June 22, 1815. Original Acts, vol. 23, p. 30; recorded Acts, vol. 20, p. 360.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Margaret Gookin Emery of Exeter, in the County of Rockingham, be altered and changed, to Margaret Theresa Emery, and that she be hereafter called and known by the name of Margaret Theresa Emery, any Law or usage to the contrary notwithstanding.—

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT ALTERING THE NAME OF JOHN MORSE THE THIRD.

[Approved June 22, 1815. Original Acts, vol. 23, p. 31; recorded Acts, vol. 20, p. 360.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of John Morse the third of Haverhill, in the County of Grafton, be altered and changed to John Carlton Morse, and that he be hereafter called and known by the name of John Carlton Morse, any law or usage to the contrary notwithstanding.—

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF WAKEFIELD MUSICAL SOCIETY—

[Approved June 22, 1815. Original Acts, vol. 23, p. 32; recorded Acts, vol. 20, p. 370.]

Be it enacted by the Senate and House of Representatives, in General Court convened, that Henry L Wiggin, Edward C. Piper,

John M Copp, Charles L. Frost, Jonathan Dearborn, Daniel Fellows, Isaac B Chesley, Jacob A. Chesley and their associates and those who may hereafter become associates with them their successors and assigns are hereby erected and made a Corporation and body politic by the name and style of the *Wakefield Musical Society*, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, in any court of record or elsewhere, and may also ordain and establish a Constitution, and agree on such bye laws, ordinances and regulations as to them may appear necessary and convenient for the government of said Corporation, and the prudent management of their affairs. Provided such Constitution, bye laws and regulations shall in no wise be contrary to the constitution & laws of the State.

And be it further enacted, that said corporation may have and use a common seal, and the same at pleasure break, alter & renew, and they are hereby made capable in law to have, hold, purchase receive possess and enjoy to them and their successors and assigns, lands, tenements and hereditaments with full power to bargain, sell and dispose of the same, and may also receive subscriptions, grants and donations of personal estate, provided such personal estate shall not exceed in value the sum of three thousand dollars and such real estate shall not exceed the sum of two thousand dollars—

And be it further enacted, that said Henry L Wiggin and Edward C. Piper, or either of them, shall have full power to call the first meeting of said Society at such time and place, in said Wakefield, as he or they may deem proper, by posting up notifications for that purpose, in two public places in said town, at least fifteen days before said meeting, at which, or any future meeting, they may make, and ordain a constitution, bye laws and regulations, as aforesaid, and shall choose all proper officers for governing said corporation, who shall continue in office until others are elected in their room; at which meeting they may agree on the method of calling their annual & all other meetings, and the time of holding said annual meeting, and at said annual meeting the raising of all such sums of money, as shall be deemed necessary for promoting and advancing the interest of said Corporation, shall be agreed on and at no other time.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JONATHAN GREELEY.—

[Approved June 22, 1815. Original Acts, vol. 23, p. 33; recorded Acts, vol. 20, p. 372.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Jonathan Greeley of East Kingston in the County of Rockingham, Physician, be altered and changed to Jonathan Bartlett Greeley, and that he be hereafter called and known by the name of Jonathan Bartlett Greeley; any law or usage to the contrary notwithstanding.

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF HENRY WICKET

[Approved June 22, 1815. Original Acts, vol. 23, p. 34; recorded Acts, vol. 20, p. 372.]

Be it enacted by the Senate & House of Representatives in General Court convened that the name of Henry Wicket otherwise called Henry Housley of Canaan in the county of Grafton be, & the same hereby is altered to John Gilman & the said Henry shall hereafter by that name be known and called any usage or custom to the contrary notwithstanding.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT AUTHORIZING BILLY BARKER, TO ASSUME THE NAME OF WILLIAM BARKER.

[Approved June 22, 1815. Original Acts, vol. 23, p. 35; recorded Acts, vol. 20, p. 373.]

Be it enacted by the Senate and house of Representatives in General Court convened, that from and after the passing this Act, Billy Barker of Pelham in said State, be allowed to take the name of William Barker; and that he shall hereafter be known by that name, any Law usage or custom to the contrary notwithstanding.

ing: Provided nevertheless, that this act shall not in the least affect any contract, suit at Law, or any other matter or thing, which may have been done or transacted in, by or under the name of Billy Barker.

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT—ALTERING THE NAME OF MATTHIAS SAVAGE—

[Approved June 22, 1815. Original Acts, vol. 23, p. 36; recorded Acts, vol. 20, p. 373.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the name of Matthias Savage of Brookfield in the County of Strafford be altered to the name of Matthias H. Webster and that he be hereafter called and known by the name of Matthias H. Webster any Law or usage to the contrary notwithstanding—

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CONGREGATIONAL SOCIETY IN WAKEFIELD—

[Approved June 22, 1815. Original Acts, vol. 23, p. 37; recorded Acts, vol. 20, p. 374.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Joseph Wiggin, Richard Dow, William Sawyer, Luther Dearborn, Joshua G. Hall, John Kimball, Elisha Sanborn, and their Associates, and such as may hereafter be admitted into said society. be and they hereby are made and erected into a body politic and corporate, to have continuance and succession forever, by the name and style of the first Congregational Society in Wakefield; and by that name and style may sue and be sued, plead and be impleaded, prosecute and defend to final Judgment and execution; and hereby are vested with all the powers and privileges incident to corporations of a similar nature; and may enjoin penalties of disfranchisement; may make, have and use a common seal, and the same at pleasure may break, alter and renew; and may make, purchase and receive subscriptions, grants, and donations, of real and personal estate, not exceeding, Seven Thousand dollars for the use and benefit of said association; and

may ordain and enforce such byelaws and ordinances as to them shall appear necessary and convenient for the Government of said Corporation.

Provided such Bye-laws and Ordinances be not repugnant to the Constitution and Laws of this State.—

And be it further enacted, That said corporation be and they are hereby authorized and empowered to keep in repair the Meeting house in said Wakefield, belonging to said association, and to erect, build, finish and keep in repair, at any future time, a House or Houses for public worship; and may assess and collect Taxes for said purposes, and for the maintenance and support of the Gospel Ministry.

And be it further enacted, That the first Meeting of said corporation shall be holden in said Wakefield, on the second Monday of September next, at two o'clock in the afternoon, and notice thereof shall be given by a notification to be posted at two public places in said Wakefield, under the hands of the persons before mentioned or any two of them, at least fifteen days prior to said Meeting, who shall preside in said Meeting until a Moderator shall be chosen; at which, or any subsequent Meeting, duly warned, said corporation may choose all such officers as may be necessary for the orderly conducting of the affairs of said corporation, who shall be duly sworn and continue in office until others are chosen and sworn in their room; and may fill up any vacancies, that may happen in said offices, and do and transact any other necessary business to be done, except the raising of Money, which shall be done at their Annual Meeting and at no other time; at which annual Meeting they shall vote to assess and collect all sums of Money proper for carrying the designs of the Corporation into execution, and for defraying the contingent expences of the same, and shall do and transact all other business necessary to be transacted for the benefit of said Society

And be it further enacted, That the annual Meeting of said Corporation shall be holden in said Wakefield on the first Monday of October forever.

And be it further enacted, That the proprietors and owners of pews in said Meeting house shall be liable to pay such taxes as shall be assessed thereon, for the purpose of repairing said Meeting-House, and on refusal or neglect to pay such taxes the pew or pews of such delinquent owner or owners may be exposed To sale, under the rules and bye-laws of said Corporation.

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AND IN AMENDMENT OF AN ACT, ENTITLED AN ACT FOR REGULATING TOWNS, AND THE CHOICE OF TOWN OFFICERS, PASSED FEBRUARY 8TH AD 1791—

[Approved June 23, 1815. Original Acts, vol. 23, p. 38; recorded Acts, vol. 20, p. 286. Session Laws, 1815-21, p. 10; Laws, 1824 ed., p. 203. See act referred to, Laws of New Hampshire, vol. 5, p. 587. See acts of December 16, 1796, *id.*, vol. 6, p. 378; December 19, 1797, *id.*, p. 462; June 14, 1799, *id.*, p. 568; December 13, 1804, *id.*, vol. 7, p. 352; July 1, 1810, *post*; December 23, 1820, *post*; and July 3, 1823, Session Laws, 1823, Chap. 60. Repealed by act of June 28, 1827, Laws, 1830 ed., p. 451.]

Whereas doubts have arisen in the minds of some, respecting the Right of persons over seventy years of age to vote in Town Meetings, in certain cases. therefore,

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing this Act, every male Inhabitant of each Town in this State of twenty one years of age and upwards, excepting Paupers and persons excused from paying taxes at their own request, shall have a Right to vote in the Town where he lives, or of which he is an Inhabitant, in any public Town-meeting, in any matter that may come before such Town.

Sec 2^d And be it further enacted that so much of said act to which this is an amendment as is in the following words, (*viz*). That every male Inhabitant of each Town in this State, of twenty one years of age and upwards, paying for himself a poll tax, shall have a right to vote in the Town where he lives, or of which he is an Inhabitant, in any public Town-meeting, in any matter that shall come before such Town, be and the same is hereby repealed.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE INHABITANTS OF THE SOUTHERLY PART OF MARLBOROUGH, THE NORTH PART OF FITZWILLIAM, AND THE EASTERLY PARTS OF SWANZEY AND RICHMOND INTO A SEPARATE TOWNSHIP, WITH ALL THE PRIVILEGES AND IMMUNITIES OF OTHER TOWNS IN THIS STATE.

[Approved June 23, 1815. Original Acts, vol. 23, p. 39; recorded Acts, vol. 20, p. 326.]

Whereas a petition signed by a number of the inhabitants of the towns of Marlborough, Fitzwilliam, Swanzev, and Richmond, pray-

ing to be incorporated into a separate town, has been presented to the General Court of this State—and the prayer thereof appearing reasonable—

Therefore

Section 1. Be it enacted by the Senate and House of Representatives in General Court Convened, that all the lands and inhabitants within the following limits, namely, beginning at South east corner of lot number twenty one, in the fourth range of lots in Fitzwilliam, on the west line of the town of Jaffrey, thence running north eighty seven degrees west two hundred fifteen rods, thence north eighty two degrees west, three hundred twenty six rods, thence south one degree west two hundred twenty rods, thence north eighty degrees west, one hundred sixty two rods, thence north eighty one degrees west one hundred sixty rods, thence south four degrees west ninety five rods, thence north eighty four degrees west, one hundred sixty rods, thence south six degrees east one hundred rods, thence north eighty two degrees west, one hundred sixty rods, thence north eighty seven and a half degrees west two hundred ten rods, to the east line of Richmond, thence northerly on said line two hundred sixty two rods, thence north seventy two and a half degrees west, two hundred forty three rods, thence north one and half degrees east sixty six rods, thence south eighty degrees west forty seven rods, thence north one degree west one hundred forty five rods, thence south eighty four degrees east fifty two rods, thence north eighty rods, thence north twenty three degrees east ninety two rods, thence north thirty degrees east twenty seven rods, thence north one half degree west, one hundred seventy three rods, thence east ninety eight rods, thence north one half degree west two hundred thirty five rods, thence south eighty two and an half east one hundred thirty two rods, to the line between Marlborough and Swanzey, thence north four and an half degrees east on said line, two hundred sixty three rods, thence north eight degrees east on said line, one hundred ninety four rods, thence east two hundred fifteen rods, to the branch Turnpike road in Marlborough, thence southerly on said road, the south line of lot number nine in the fourth range in Marlborough, thence south eighty seven and a half degrees east sixty two rods, thence easterly on the north line of the fifth range of lots in Marlborough to lot number one in said range, thence south on the west line of lot number one in the said fifth range, one hundred sixty rods, thence east one hundred rods to the line between Jaffrey and Marlborough, thence southerly on said line of Jaffrey, seven hundred forty eight rods to the bound first mentioned—be, and the same are incorporated into a town by the name of Troy; and the inhabitants, who now reside, or shall hereafter reside within the abovementioned boundaries, are made and constituted a body politic and corporate, and invested with all

the powers, privileges and immunities, which other towns in this State are entitled to enjoy; to remain a distinct town & to have continuance and succession forever.

Sec 2. And be it further enacted, that all monies that are now assessed in the Towns of Marlborough, Fitzwilliam, Swanzey, & Richmond, for the support of Schools, shall be divided between the remaining towns of Marlborough, Fitzwilliam, Swanzey and Richmond, and the several parts of the town of Troy, disannexed from said towns, according to their present proportion of the public taxes, and the funds which the said towns of Marlborough and Fitzwilliam now have for the support of schools, shall be divided between the remaining parts of Marlborough and Fitzwilliam and the town of Troy, according to the present proportion of public taxes paid by the remaining towns of Marlborough and Fitzwilliam, and the parts of Troy disannexed from said Towns; and the Inhabitants of the Town of Troy shall pay all taxes now assessed on them by the several towns from which they are hereby disannexed; and the said town of Troy, shall, after the next annual meeting, support all the present poor including all those supported in whole or in part who have gained a settlement in the town of Marlborough, Fitzwilliam Swanzey or Richmond by living in that part of either of said Towns, that is now included within the town of Troy, and shall support any poor person now residing in any other towns which by law the towns of Marlborough, Fitzwilliam, Swanzey, or Richmond may respectively be liable to relieve or support, that have gained a settlement in either of said towns by residing within the bounds of the town of Troy. *Provided* nevertheless, that this act shall not affect the interest of any of the inhabitants of the said remaining towns or of the town of Troy in any school house now built within the same.

Sec. 3. And be it further enacted, that Joshua Harrington Esquire and Daniel W Farrar or either of them, be empowered to call a meeting of the inhabitants of the said town of Troy for the purpose of choosing all necessary towns officers, to continue in office until the annual meeting of said town for the choice of town officers, which shall forever be holden in the month of March; and the said Joshua Harrington and Daniel W. Farrar or either of them, shall preside in said meeting until a moderator be chosen to govern the same, which meeting shall be holden sometime in the month of July next, and shall be warned by posting up a notification at the meeting house in said town of Troy, fifteen days prior to the day of holding the same. *Provided* however, That all town officers residing within the limits of the town of Troy, and chosen by the Town of Marlborough, Fitzwilliam, Swanzey or Richmond, shall continue in their respective offices during the time for which they were elected, with full power to execute the same. *And provided further*, that all public taxes, which the towns of Marlborough,

Fitzwilliam Swanzey or Richmond shall or may be compelled to assess, before a new act for proportioning the public taxes, among the several towns, in this State, shall pass, may be assessed levied and collected by the proper officers of the towns of Marlborough, Fitzwilliam, Swanzey, and Richmond, upon the inhabitants of the Town of Troy, in case the Selectmen of the town of Troy neglect to assess, levy and collect their proportion of such public taxes, and pay the same seasonably into the Treasuries of the towns of Marlborough, Fitzwilliam, Swanzey and Richmond, in the way and manner as if this act had not passed, any thing herein to the contrary notwithstanding.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT, EMPOWERING THE SELECTMEN OF THORNTON TO ASSESS
 A TAX OF TWO CENTS ON EACH ACRE OF LAND IN SAID THORNTON FOR THE PURPOSE OF BUILDING A BRIDGE—

[Approved June 23, 1815. Original Acts, vol. 23, p. 40; recorded Acts, vol. 20, p. 361.]

Sec. 1. Be it enacted by the Senate & house of Representatives in General Court convened, That the Selectmen of Thornton be & they are hereby authorized & empowered to assess a Tax of two cents upon each & every acre of land in said Town of Thornton, Public rights excepted, & to collect the same for the purpose of building a Bridge over Pemigewasset River in said Thornton, at such place as by a vote of said Town may be determined; and that Enoch Colby Esq, Captain Jacob Elliot, & Captain William Horner, all of said Thornton, are hereby appointed a Committee to see the same faithfully laid out for the purpose aforesaid, according to the true intent & meaning of this act, and the tenor of the Vote which may be passed by the Inhabitants of said Thornton, with respect to that subject—

Sec. 2. And be it further enacted that it shall be the duty of the said Selectmen to execute their bond to said Committee, in the sum of one thousand dollars, to pay over to said Committee the amount of said Tax on or before the first day of November 1816— which bond shall be given before they proceed to collect said Tax— and it shall be the duty of said Committee to make & execute their bond to the Clerk of said Town of Thornton in the like sum, conditioned to fulfil the trust by this act reposed in them, and to render an account of their doings in the premises to a Committee, consisting of five persons to be chosen by said Town, within eighteen months from the first day of November 1816—

Sec. 3. And be it further enacted, that a certificate signed by a majority of said Committee, of the payment of any sums of money by the owners of Land in said Thornton, shall be recieved by said Selectmen in payment of said Tax—

Sec. 4 And be it further enacted, that the said Selectmen shall give public notice in the Concord Gazette three weeks successively, commencing on or before the first day of December next, of said assessment, and the purpose for which it is made—

Sec 5. And be it further enacted, that in case the said Taxes shall not be paid to the said Selectmen, on or before the first day of October, 1816—That the said Selectmen may proceed to enforce the collection thereof, in the same way & manner as by Law is provided for the collection of State & County Taxes—

Sec. 6. And be it further enacted, That it shall be the duty of the Selectmen afores^d to leave at the Office of the Deputy Secretary, a true & attested copy of all sales by them made in Pursuance of this act, within thirty days from the time of sale—And the Proprietors & claimants of any lands sold for payment of said Taxes, shall have a right to redeem the same by payment of the Tax & the charges incurred by said Sale, with twelve per centum Interest thereon, from the time of sale, either to the Deputy Secretary, or to the said Selectmen, or either of them, in one year from the day of Sale—And the deputy Secretary shall pay over all monies by him recieved therefor, to the said Selectmen at the end of the year, or sooner, if requested—And the deputy Secretary is hereby authorized to demand & recieve such compensation for his services as by Law he is entitled to recieve for the Collection of non-resident Taxes—

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE TRUSTEES OF THE WIDOWS' CHARITABLE FUND.

[Approved June 23, 1815. Original Acts, vol. 23, p. 41; recorded Acts, vol. 20, p. 363. See act of July 3, 1866, id., vol. 58, p. 485.]

Whereas the widows and children of deceased Clergymen are often left without the pecuniary means of a comfortable maintenance, and the discontinuance of their support in consequence of the death of their husbands and fathers, not unfrequently subjects them to a very painful and discouraging situation; and whereas the establishment of a fund for the express purpose of alleviating the wants of the said description of persons, would be an object worthy of the spirit of public munificence, which the divine Bene-

factor of mankind has so extensively awakened in the present age—

Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that William Morrison, Asa McFarland, Abijah Wines, Thomas Sargent, John True, Jonathan French, Ephraim P. Brandford, Nathan Parker, John Smith, Amos Toppan, William Fredric Rowland, Walter Harris, their associates and successors be, and they are hereby incorporated and made a body politic and corporate by the name of the Trustees of the Widows' Charitable Fund, and by that name may sue & prosecute and be sued and prosecuted in any court of record or any other place whatever; and also may make have and use a common seal, and the same at pleasure to break, alter and renew; and shall be and hereby are vested with all the powers privileges and immunities incident to Corporations of a similar nature.

And be it further enacted, that William Morrison and Asa McFarland or either of them may call a meeting of said Society to be holden at any suitable time and place by advertising the same in one or more of the Newspapers printed in the County of Rockingham at least three weeks before the time of holding said meeting; and the members of said Society by a majority of those present or represented at said meeting shall choose a Clerk or Secretary, who shall be sworn to the faithful discharge of the duties of his office, and shall agree on a method of calling future meetings, and at the same or any subsequent meeting may elect such officers, and make and establish such bye-laws, rules and regulations as to them shall appear to be expedient for carrying into execution the benevolent design of the Society; & the same bye laws, rules and regulations may cause to be executed, and may annex suitable penalties to the breach thereof: Provided said rules and bye laws are not repugnant to the Constitution and laws of said State.

And be it further enacted, that the said Society be and they hereby are authorized and empowered to hold real and personal estate to the amount of four thousand dollars; which said estate shall be holden by said Corporation free of taxation forever.

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE SUN-
APEE TURNPIKE CORPORATION.

[Approved June 23, 1815. Original Acts, vol. 23, p. 42; recorded Acts, vol. 20, p. 364. See act of June 21, 1804, Laws of New Hampshire, vol. 7, p. 293; also act of June 26, 1817, *post.*]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court Convened, that John Raymond, Enoch Hoyt, Henry B. Chase, Daniel Runals, Arnold Ellis, Thomas Wait, John Gage, Thomas Pike, and their associates and successors be, and they hereby are, incorporated and made a body corporate and politic forever, under the name of the Sunapee Turnpike Corporation, and in that name may sue and be sued, prosecute and be prosecuted to final judgment and execution and shall be and hereby are vested with all the privileges and powers which by law are incident to corporations of a similar nature.

Sec. 2 And be it further enacted that John Raymond, and Henry B. Chase, or either of them, shall call a meeting of said Corporation to be holden at any suitable time and place, by posting up notifications, one at least in some public place in each of the towns of Warner, Bradford, Fishersfield, Wendell and Newport, at least fourteen days before the time of holding said meeting, expressing the time, place and design of said meeting; and the proprietors by a majority present or represented at said meeting, accounting and allowing one vote to each share in all cases, shall choose a clerk, who shall be sworn to the faithful discharge of the duties of his office; and shall agree on the method of calling future meetings; and at the same or any subsequent meeting, may elect such officers & make and establish such rules and bye laws as to them shall seem necessary and convenient for the regulation and government of said Corporation, for carrying into effect the purposes aforesaid, and for collecting the tolls and duties hereinafter established; and the same bye-laws cause to be executed, and annex penalties to the breach thereof, not exceeding six dollars for each offence; provided that such bye laws and rules be not repugnant to the laws and constitution of this State. And all representations at any meeting shall be proved by writing, signed by the person to be represented, which shall be filed with the clerk; and this act and all rules, regulations and proceedings of said corporation, shall be fairly and truly recorded by the clerk in a book or books provided and kept for that purpose.

Sec. 3. And be it further enacted, that the said corporation are hereby empowered to lay out make and keep in repair a turnpike

road, four rods wide, in such rout or tract as in the best of their judgment shall combine shortness of distance with the most practicable ground, through the town of Fishersfield, beginning at the southerly line of said town near Maxfield's mills, in Bradford, thence by the south end of Great Sunapee pond to the easterly line of Wendell near the dwelling house of Benjamin Chandler.

Sec. 4. And be it further enacted, that if the said proprietors and owners of land, over which said road may pass, shall not agree on the compensation to be made for such land, and shall not agree in appointing persons to ascertain such compensation, the Justices of the Circuit Court of Common pleas for the Eastern Circuit, if not interested, and if interested, the Justices of the Supreme Judicial Court, upon the application of the proprietors or the owners of the land, reasonable notice of said application having been first given to the adverse party, shall appoint a committee, who shall ascertain the same in the same way as compensation is made to the owners of land for highways as usually laid out. Provided nevertheless, that it shall not be lawful for said proprietors to break into any inclosure to make such road until the damages done the owner or owners thereof, be ascertained and paid, or tender thereof made, or security given for the payment of the same, to the said owner thereof, to his or their satisfaction.—

Sec. 5. And be it further enacted, that said Corporation may erect and fix such and so many gates or turnpikes upon and across said road, as will be necessary and sufficient, to collect the tolls and duties herein after granted to said company, from all persons travelling the same with horses, cattle, carts or carriages.

Sec. 6. And be it further enacted, that it shall and may be lawful for said Company to appoint such and so many toll gatherers as they shall think proper to collect and receive of and from all and every person or persons using said road, the rates and tolls herein after mentioned, and to stop any person, or persons riding, leading or driving any horses, cattle, carts and carriages from passing through said Gates or Turnpikes, until they shall have respectively paid the same—that is to say,—for every mile of said road and so in proportion for a greater or less distance, or greater or lesser number of horses, cattle or carriages—to wit—for every ten sheep or swine one half cent; for every ten neat cattle, one cent; for every ten horses or mules, one cent; for every horse and his rider or led horse, one cent; for every sulkey, chair or chaise, with one horse and two wheels, two cents; for every coach, chariot, stage, phaeton, or chaise, with two horses, & four wheels, three cents; for either of the carriages last mentioned with four horses, four cents; for every other carriage of pleasure the like sums, according to the number of wheels and horses drawing the same; for each cart, waggon or other carriage of burthen, drawn by one beast, one cent; for the like carriages drawn by two beasts, one and

an half cent; if by more than two beasts, one cent for every additional yoke of oxen or pair of horses; for each pleasure sleigh drawn by one horse, one cent; if drawn by two horses two cents; if drawn by more than two horses, one cent for each additional horse; for each sled or sleigh of burthen, drawn by one horse three fourths of a cent; if drawn by two horses or a yoke of oxen, one cent; if by more than two horses or a yoke of oxen, one cent for each additional yoke of oxen or pair of horses; and at all times when the toll gatherer does not attend his duty, the gates shall be left open; and if any person shall, with his carriage, team, cattle or horses, turn off the said road, to pass the said turnpike gate, on ground adjacent thereto, not being a public highway, with an intent to avoid the payment of the toll due, by virtue of this act, such person shall forfeit and pay three times as much as the legal toll would have been. Provided, that nothing in this act shall entitle said Corporation, to demand or receive toll, at any gate, of any inhabitant of the town of Fisherfield, while about his common or ordinary business in said town, nor of any officer or soldier of the militia, under arms, going to or from the place of military duty, nor of any person while going to or from public worship, or a funeral.

Sec. 7. And be it further enacted, that the said corporation are hereby empowered to purchase and hold in fee simple, so much land as will be necessary for said Turnpike road, and the share or shares of any proprietor may be transferred by deed, duly executed, acknowledged, and recorded by the clerk of said corporation, on their records; and said shares may be sold, by said corporation, on nonpayment of assessments, duly made, agreeably to the bye laws of said Corporation, and the shares of the several proprietors shall be liable as personal estate to attachment and execution, for the debts of said proprietors, or of the corporation.

Sec. 8. And be it further enacted, that the said corporation shall take no toll for any mile of said road, until six hundred dollars shall have been expended thereon, or a proportionable sum on the whole number of miles, reckoning from the East line of Wendell to the Southerly line of Fishersfield; nor until the Justices of the Supreme Judicial court shall adjudge said road sufficiently made, to entitle said corporation to receive said toll.

Sec. 9. Provided nevertheless, and Be it further enacted, that if the said Turnpike road, shall in any part be the same with any highway now used, it shall not be lawful for said corporation to erect any gate, or turnpike, on or across said part of the road that is used and occupied as a public highway, any thing in this act to the contrary notwithstanding.

Sec. 10. And be it further enacted, that said corporation may be indicted for defect of repairs in said road, after the toll gates are erected, and fined in the same way and manner as towns are

by law finable, for suffering roads to be out of repair, and said fine may be levied on the profits of toll arising or accruing to said corporation.

Sec. 11. And be it further enacted, that at the end of every six years after setting up any toll gate as aforesaid, an account of the expenditures of laying out and making said road, and the profits arising therefrom shall be laid before the Justices of the Supreme Judicial Court, for the time being, under the forfeiture of the privileges of this grant in future, and if the net profits for said six years shall exceed nine per centum per annum, the said Court may reduce the future rates of toll so far, that it may not exceed nine per centum per annum, and if said toll shall not amount to six per centum per annum, the said court may raise the future rates of toll so far that it shall not be less than six nor more than nine per centum per annum.

Sec. 12. And be it further enacted, that if in six years from the passing of this act, the aforesaid road be not completed agreeably to the provisions hereof, every part and clause thereof shall be null and void, and of no effect. Provided also that the State of New Hampshire may, at any time, repay the proprietors of said road, the amount of the sum expended by them thereon, with nine per centum per annum in addition thereto, deducting the toll actually received, by the proprietors, in that case the said road shall to all intents and purposes, be the property of the State of New Hampshire, any thing in this act to the contrary notwithstanding.—Provided nevertheless, that the Legislature of this State shall have a right to adopt such measures, in future, as shall by them be considered necessary and expedient to compel the said proprietors to keep the said road in repair.

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF MILFORD TURNPIKE CORPORATION IN NEW-HAMPSHIRE.

[Approved June 23, 1815. Original Acts, vol. 23, p. 43; recorded Acts, vol. 20, p. 376.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court, convened, that Josiah French, Robert Fuller, William Crosby, Abiel Gutterson, Zebulon Holt, Crawford Tyler, Adam Dickey, Charles Tuttle, Benjamin Osgood, Jonathan Farwell, Royal Wallace, Jonathan Blanchard, and their associates and successors, be, and they hereby are, incorporated and made a

body corporate and politic forever, under the name of the Proprietors of the Milford Turnpike Corporation in New Hampshire, and in that name may sue and prosecute, and be sued and prosecuted, to final judgment and execution, and shall be and hereby are vested with all the powers and privileges, which, by law, are incident to corporations of a similar nature.

Sec 2. And be it further enacted, that the said William Crosby Esquire shall call a meeting of said Proprietors by advertisement, in the Farmers Cabinet, printed at Amherst, to be holden at any suitable time & place, after fourteen days from the first publication of said advertisement; and the Proprietors by a vote of the majority of those present, or represented, at said meeting, (accounting and allowing one vote to each share in all cases) shall choose a clerk, who shall be sworn to the faithful discharge of said office, and shall also agree on a method of calling future meetings; and at the same time, or any subsequent meeting, may elect such officers, and make and establish such bye laws, as to them shall seem necessary and convenient, for the regulation and government of said corporation, for carrying into effect the purpose aforesaid, and for collecting the tolls hereinafter established; and the same bye-laws may cause to be executed, and annex penalties to the breach thereof, provided the same rules and bye laws are not repugnant to the constitution and laws of this State; and all representations, at any meeting of said Corporation, shall be proved by writing, signed by the person to be represented, which shall be filed with the Clerk, and this act and all rules, regulations and proceedings of said Corporation, shall be fairly and truly recorded by the clerk, in a book or books provided and kept for that purpose.

Sec. 3. And be it further enacted, that the said Corporation be, and they hereby are, empowered to survey, lay out, make and keep in repair a Turnpike road or highway, of four rods wide, in such rout or track, as in the best of their judgment and skill, will combine shortness of distance with the most practicable ground; to begin at the line dividing the town of Pepperell, in Massachusetts, from the Town of Holles in this State, thence passing through Holles, Milford and Mount Vernon, to the second New Hampshire Turnpike, and to meet the same, at a point, which may be deemed most suitable, somewhere between the meeting house of Mount-vernion and the first Turnpike gate.

Sec 4. And be it further enacted, that in case the said Proprietors, and the owners of land, through which the said rout may run, shall not agree on the compensation to be made for said Land, the Supreme Judicial Court, holden within and for the County where said land lies, upon the application of the said proprietors, or of the owner or owners of such land, the adverse party being duly notified, may appoint a committee, to ascertain the compensation, and issue execution therefor, against said proprietors, in case

of non payment—Provided nevertheless, that no labor shall be done on said road until said damages so assessed, are actually paid, or tender thereof made, or such security given, as shall be satisfactory to the owner or owners of the land through which said road shall pass.

Sec. 5. And be it further enacted, that the said corporation may erect and fix such, and so many, gates or turnpikes, upon and across the said road, as will be necessary and sufficient to collect the duties hereinafter granted to the said Company, from all persons travelling in the same, with horses, cattle, carts and carriages. Provided no gate shall be erected on said road, within three miles of the place where it enters into the second New Hampshire Turnpike.

Sec. 6. And be it further enacted, that it shall and may be lawful for said Corporation to appoint such and so many toll gatherers, as they shall think proper to collect and receive of and from every person or persons using said road, the tolls and rates hereinafter mentioned, and to stop any person riding, leading or driving any horses, cattle, sheep or swine, sulkey, chair, chaise, phaeton, coach, chariot, cart, waggon, sleigh, sled, or other carriage of burden, or pleasure, from passing through said Gates or Turnpikes, until they shall have respectively paid the same, that is to say, for every mile of said road, and so in proportion for a greater or less distance, or any greater or smaller number of sheep, hogs or cattle, viz, for every ten sheep or hogs, half of one cent; for every ten cattle, one cent; for every horse and his rider or led horse, one cent; for every sulkey, chair, or chaise, with one horse and two wheels, one cent and an half; for every chariot, coach, stage, waggon, phaeton or chaise, with two horses and four wheels, three cents; for every other carriage of pleasure the like sums, according to the number of wheels and horses drawing the same; for each cart or other carriage of burden, drawn by one beast, one cent; for each waggon, cart or other carriage, drawn by two beasts, one and an half cent; if by more than two, one cent for each additional yoke of oxen or pair of horses; for each sleigh drawn by one horse, one cent and an half; by two horses, two cents; and if by more than two, one cent for each horse; for each sled drawn by one horse, one cent; for each sled drawn by two horses or a yoke of oxen one cent and a quarter; and if by more than two horses or one yoke of oxen, one cent for each additional pair of horses or yoke of oxen; and at all times when the toll gatherer shall not attend his duty, the gate or gates shall be left open—provided that nothing in this act shall extend to entitle the said corporation to demand or take toll of any person, who shall be passing with his horse or carriage to or from public worship, or with his horse, team or cattle, to or from any mill, or on their common or ordinary business, within the town where such person belongs, and that the

officers and soldiers of the militia shall pass and repass free of toll on muster days.

Sec. 7 And be it further enacted, that the said proprietors are hereby empowered to purchase and hold in fee simple so much land as shall be necessary for said road, and that the share or shares of any of said proprietors may be transferred by deed duly executed, acknowledged and recorded by the clerk of said proprietors on their records; and the share or shares of any proprietors may be sold by said corporation, on nonpayment of the assessments duly made.

Sec. 8. And be it further enacted, that no toll shall be taken by said corporation for any mile of said road, until four hundred dollars shall have been expended thereon, or a proportionate sum upon the whole number of miles, reckoning from the line dividing Massachusetts from this State, to the second New Hampshire turnpike in Mount Vernon.

Sec 9. And be it further enacted, that said corporation may be indicted for defect of repairs of said road, after toll gates are erected, and be fined as towns are by law finable for suffering roads to be out of repair; and said fine may be levied on the profits and tolls arising or accruing to said proprietors.

Provided nevertheless, and be it further enacted, that if the said Turnpike road shall in any part be the same with any highway now used, it shall not be lawful for said Proprietors to erect any gate or turnpike on or across said part of the road, now used or occupied as a public highway.

Sec. 10. And be it further enacted, that if in five years the said road shall not be completed, according to the provision in this act, every part and clause thereof shall be null and void. Provided also, that the State of New Hampshire may at any time, after the passing of this act, repay the proprietors of the said road, the amount of the sum expended by them thereon, with nine per cent. per annum in addition thereto, deducting the amount of toll actually received by the proprietors, & in that case the said road shall, to all intents and purposes, be a public highway; any thing in this act to the contrary notwithstanding.

Sec. 11. And be it further enacted, that where execution shall issue on any judgment recovered against said corporation, & the same shall be returned not satisfied, the original plaintiff in the action, whereon said execution was awarded and issued, or his executor or administrator, may sue out a writ of *scire facias* from the court, against such person or persons as are or were proprietors and members of said corporation, at the time such judgment was rendered, and may have execution against the body, goods and estate of any individual member, or against the goods and estate of any deceased member of said corporation, in the hands of his or their executors and administrators, with additional costs and damages.

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT ESTABLISHING THE COMPENSATION OF MEMBERS AND WITNESSES OF COURTS-MARTIAL, AND POINTING OUT THE MODE IN WHICH THEY SHALL BE PAID—

[Approved June 26, 1815. Original Acts, vol. 23, p. 44; recorded Acts, vol. 20, p. 287.]

Sec. 1st. Be it enacted by the Senate and house of Representatives in General Court convened, that from and after the passing this Act, each member of any Court Martial, appointed in conformity to the Laws of this State, for the trial of any Commissioned Officer, Shall be paid out of the Treasury of this State, the sum of One Dollar and twenty five cents, for each day's actual attendance at such Court, and four cents per mile for travel, to and from the place of holding such Court.

Sec. 2^d And be it further enacted, that it shall be the duty of the President of such Court Martial, to certify to his Excellency the Governor, for the time being, the name, the number of days attendance, and the travel, of each member composing such Court Martial, who is hereby authorized and empowered to draw on the Treasurer of this State for the payment of said sums in conformity to the provisions of this Act—

Sec. 3^d And be it further enacted, that all witnesses, summoned by the President of any Court Martial, and actually attending such trial, shall be allowed and paid, the same fees as are allowed to Witnesses attending the Supreme Judicial Court; and the attendance & travel, shall be certified by the President of such court, to the Governor, and paid in the same manner as is provided in this Act, for the payment of members of Courts Martial.

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT TO PROVIDE FOR PUBLISHING REPORTS OF THE DECISIONS OF THE SUPREME JUDICIAL COURT.

[Approved June 26, 1815. Original Acts, vol. 23, p. 45; recorded Acts, vol. 20, p. 289. Session Laws, 1815-21, p. 16. Repealed by act of December 18, 1816, *post*.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened, that the Supreme Judicial Court shall as soon as may be after the passing of this act, appoint some

suitable person, learned in the Law, to be reporter of the decisions of said Court, who shall hold his office at the pleasure of said Court; and it shall be the duty of said reporter to obtain authentic reports of the decisions of the late Superior Court of Judicature & also of the said Supreme Judicial Court and annually to publish the same.

Sec 2. And be it further enacted, that every attorney practising at the said Supreme Judicial Court shall be required to pay annually to the Clerk of said Court, within the first quarter of every year, the sum of five dollars; and the said Clerk shall pay the same to the person who is reporter, for the time being, by virtue of the provisions of this act. Which shall be in full compensation for all the services performed by said Reporter as aforesaid.

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT TO PREVENT UNJUST IMPRISONMENT AND TO SECURE THE PRIVILEGE & BENEFIT OF THE WRIT OF HABEAS CORPUS—

[Approved June 26, 1815. Original Acts, vol. 23, p. 46; recorded Acts, vol. 20, p. 290. Session Laws, 1815-21, p. 11. Laws, 1830 ed., p. 284. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Section 1. Be it enacted, by the Senate and House of Representatives in General Court convened. That any person imprisoned in any common prison or otherwise restrained of his or her personal liberty by any officer or officers, or by any other person or persons, for any cause or under any colour or pretence whatever, such person, or any person in his or her behalf may complain in writing to the Supreme Judicial Court of this State in term time in any County, whether the Court be holden by one or more of the Justices thereof, or to the chief Justice, or any one or more of the associate Justices, either in term time or in vacation: and upon such complaint and upon view of the Copy of the warrant (if any) by which such person stands committed or is held and detained; or upon affidavit of the Complainant certified by a justice of the Peace, or Notary Public—or on the testimony of any credible witness (and in case such witness live more than twenty miles from the Court or Justice applied to, then on the affidavit of such witness certified as aforesaid) that a Copy of such warrant has been demanded and denied; the said Court in term time and the said chief Justice & associate Justice or Justices in vacation or in term time (the said chief Justice or associate Justice or Justices not being then engaged in holding a Supreme Judicial Court) are hereby respectively authorized and required to award a writ of habeas corpus (the privilege and

benefit of the habeas corpus not being suspended by the Legislature agreeably to the constitution)—directed to the officer or person imprisoning, detaining or restraining the complainant; unless the complainant be, or stand committed by any Court or Judge of the United States for trial before some Court of the United States and where a State Court or the Judges thereof have by Law no authority to discharge or admit to bail; or unless the complainant be convict, or in execution by legal process criminal or civil; or committed by mesne process in any civil action for want of reasonable bail—provided always that the said Court or Justice so applied to, *shall not be bound* to issue the said writ where the complainant shall be or stand committed or detained, for treason, murder, rape, arson, forgery, or for any felony or voluntary escapes in any such case plainly and specially expressed in the warrant of Commitment; but in such cases the said court or Justice may grant or refuse the same as on consideration of all the circumstances to them in their discretion may seem just and proper—

Sec. 2. And be it further enacted, that the said writ when issued by the Supreme Judicial Court may be made returnable immediately to the Court in any County, or at any time and place certain; or before the chief Justice or any associate Justice of the same Court immediately at a certain place therein directed, or at a time & place certain the Supreme Judicial Court not being then in Session

And in case said writ be awarded by the Chief Justice, or any associate Justice it may be made returnable before the Justice awarding the same or any other Justice of the Supreme Judicial court immediately at a place therein directed or at a time and place certain, or before the supreme Judicial Court immediately, or at the next term in a particular County therein mentioned—

And in all cases it shall be the duty of the Court or Justice awarding the said Writ of habeas Corpus to make the same returnable in the way and manner that shall best secure to the people the enjoyment of the same writ in the most free, easy cheap, expeditious & ample manner—

Sec. 3. And be it further enacted that the said Writ of habeas corpus shall be in the name of the State and when awarded by the Court shall be under the seal of the Court, tested by the Chief Justice or first Justice who is not a party and be signed by the clerk, and when awarded by the chief Justice, or any associate Justice, shall be under the hand & seal of the Justice—

Sec. 4. And be it further enacted, that the said Writ may be in the form following—

The State of New Hampshire

—ss To

Greeting

We command you that the body of A.B. in our prison, under your custody detained [or by you imprisoned & restrained of his

liberty] as it is said, together with the day & cause of the taking and detaining of the said A.B. by whatever name the said A.B. may be called or charged You have before our Justices of our Supreme Judicial Court holden at _____ within and for the County of _____ immediately after the receipt of this Writ to undergo and receive what our Justices shall then and there consider of him [or her] in this behalf—And have you then there this Writ.

Witness _____ at _____ this _____ day of _____ in the year of our Lord _____ and the necessary alterations in the form shall be made when the Writ is awarded by the Chief Justice or any associate Justice, and where a different return is ordered—

Sec. 5. And be it further enacted, That the Court or Justice awarding such Writ may in his or their discretion take security, either by the complainant's own bond or otherwise (to be made to the person to whom the writ is directed or for his benefit) for the payment of the charges of carrying him or her back, in case he or she be remanded; and that he or she will not escape by the way; and may also order that the charges of bringing the prisoner or person restrained to be paid or tendered at the time of the delivery of the Writ, and in such case the said Court or Justice shall ascertain and fix the sum to be paid or tendered, and indorse the same on the writ for the Information of all concerned—

Sec. 6. And be it further enacted, that the service of such writ shall be by delivering the same to the person to whom directed, and in case the complainant be in prison it may be delivered to, or left with, any gaoler or deputy keeper at the gaol and the proof of such service may be when delivered or left by any officer competent to serve legal process, by certificate of such officer on the back of a Copy of the writ; and when delivered by any other person by affidavit of such person on the back of such copy and where such delivery shall be more than twenty miles from the Court or Justice to which such writ is returnable such affidavit may be certified by a justice of the peace or Notary public

Sec 7. And be it further enacted, That the person to whom such Writ is directed is hereby required to receive the same when offered, and on payment or tender of Charges where such payment is required, shall yield due obedience to the command of such writ, and shall make due return of the same, and have the body of the complainant unless committed or detained for some one or more of the causes aforesaid before the Court or Justice at the time and place mentioned, and where no time shall be fixed for such return the same writ being returnable immediately then within three days after such service, or if the prisoner is to be brought more than twenty miles, then within so many days more as will be equal to one day for every ten miles of such further distance; and shall also certify on the said writ the true & all the cause or causes of the taking and detaining of the Complainant

Sec. 8. And be it further enacted, That if any officer in whose custody any prisoner, shall be, shall not within six hours after demand made deliver such prisoner a true copy of the warrant or process by which he or she stands committed such officer shall forfeit to the party grieved the sum of two hundred dollars—And if any officer or person to whom any writ of habeas corpus shall be directed, shall refuse to receive the same, or shall conceal himself or avoid, so that the same Writ cannot be delivered to him, or after the receipt thereof shall refuse or neglect to yield such Obedience thereto as this act requires (the Complainant paying or tendering charges where required to do so) unless prevented by the sickness of the prisoner or other necessity such person shall forfeit to the party grieved for such refusal or neglect, concealing or avoiding, in each and every particular the sum of five hundred dollars; and for any false return to such Writ shall be further liable to the Action of the party grieved and also to any action at common law for false imprisonment or unlawful restraint—

Sec. 9. And be it further enacted, that the Court or Justice awarding the said Writ, or to whom it may be made returnable may punish every disobedience to such writ as for a contempt and may compel obedience thereto by process of attachment—

Sec. 10. And be it further enacted, that if the Supreme Judicial Court shall sit in any County where any person shall be imprisoned or restrained of his liberty or within fifty miles (though in another County) after any habeas corpus awarded by the chief Justice or any associate Justice, and before the same shall have been returned, the same writ shall be returned before such Court though not made returnable therein and such proceedings shall and may be had thereon as if the same writ had been made returnable by the tenor thereof to such Court—And any Justice of the Supreme Judicial Court may in his discretion at any time when a habeas corpus shall have been returned to him, certify and return the same with all things thereto pertaining to the Supreme Judicial Court then sitting and any time before the prisoner shall have been discharged, bailed or remanded any such Justice may adjourn the further proceedings on such Writ to the Supreme Judicial court in Session, or to the next term thereof holden by two or more Justices, if such Session shall commence within three months next afterwards.—And the said Supreme Judicial court may in either case proceed thereon in the same manner as though the writ had been issued by such Court, and had been made returnable thereto—

And if the Supreme Judicial Court shall not be in Session when any writ of habeas Corpus Issued by such Court or made returnable thereto, ought to be returned, the same may and shall be returned to any of the Justices thereof, and the same proceedings had, as if the same had been issued by and made returnable to such Justice—

Sec. 11. And be it further enacted, That when any person shall be brought by writ of habeas Corpus as aforesaid before the said Court or any Justice thereof, it shall be the Duty of such Court or Justice within three days after to proceed & examine the said causes and if the prisoner shall have been committed for any offence or cause bailable, to bail him by causing him to recognize with sufficient surety or sureties in a reasonable sum for his appearance at such Court as shall have cognizance of the offence and shall certify their recognizance into such Court; and if committed on mesne process in any civil action for want of bail, and it shall appear that the bail required was excessive such Court or Justice may discharge him on reasonable bail given, But if it shall appear that the complainant is imprisoned, or restrained without due order of Law or sufficient cause, he shall be discharged, otherwise remanded—

Provided that nothing in this section contained, shall be construed to hinder any Justice of the Supreme Judicial Court, out of Court from certifying, returning or adjourning such Writ returned to or pending before him to the Supreme Judicial Court in manner as before mentioned and provided—

Sec. 12. And be it further enacted, that no person enlarged by habeas corpus shall again be imprisoned, or restrained of his liberty for the same cause unless he shall be indicted therefor, or convicted thereof, or shall neglect to appear on the recognizance taken, or to find bail when ordered thereunto; And if any officer or other person shall presume after such discharge, again to imprison or restrain the person discharged except as abovementioned he shall forfeit & pay to the party grieved the sum of eight hundred dollars—

Sec—13. And be it further enacted, That all Actions and prosecutions for any offences against this Act shall be commenced and sued within two years next after the offence committed saving to all persons in prison, the right to sue or prosecute at any time within two years next after the impediment is removed

Sec. 14. And be it further enacted, that in all Actions, suits or prosecutions which may be brought for offences against this act the defendant or defendants may plead the general issue and give any special matter in evidence which shall be as effectual to all intents and purposes as though the same had been specially pleaded—

Sec. 15. And be it further enacted, That the right of Action for all penalties and damages given by this Act shall not cease by the Death of either or both the parties, but shall survive for and against the personal Representatives of the deceased—Provided that this shall not be construed to apply to the Action of Tresspass for false imprisonment—

[CHAPTER 47.]

State of)
New Hampshire.)

AN ACT TO INCORPORATE THE PROPRIETORS OF THE COTTON AND WOOLEN MANUFACTORY IN NELSON.

[Approved June 26, 1815. Original Acts, vol. 23, p. 47; recorded Acts, vol. 20, p. 384.]

Section. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Amos Heald, Asa Beard, Stephen Harrington, Andrew Stiles, Andrew Harris, Samuel Holt, Ezekiel Jewett, Timothy R. Buxton, John French, Andrew Stiles Jun. John Buxton Jun. Hermon Fisher, Joseph Felt, Benjamin Baker, Joel Holt, Samuel Hale, Benjamin Felt, Isaac Jewett, and their associates successors and assigns, shall be and they hereby are erected into and made a corporation and body politic by the name and style of the Proprietors of the Cotton and Woolen Manufactory in Nelson, and by that name may sue and be sued, plead and execution, and also may make, have and use a common seal, and the same at pleasure may break, alter and renew.—

Sec. 2. And be it further enacted, that the said Corporation shall have power & is hereby authorized to carry on the Manufactory, at Nelson in the County of Cheshire of Cotton and Woolen Goods, and the business necessarily connected therewith, and may erect any dam or dams, mill or mills, works or buildings, necessary for carrying on and conducting this useful Manufactory.—

Sec 3. And be it further enacted, that the said corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said manufactory, and the business therewith connected, and the same may sell, bargain and dispose of at pleasure.—

Provided such real estate shall not exceed in value the sum of fifteen thousand dollars, and such personal estate shall not exceed the sum of Twenty thousand dollars.—

Sec 4. And be it further enacted, that said Amos Heald, Asa Beard and Stephen Harrington, or any two of them, may by an advertisement in any public Newspaper printed in said County of Cheshire, call a meeting of said Corporation, to be holden in said Nelson, at any suitable time and place, after twenty days from the publication of said advertisement;—and the members of said Corporation by a vote of a majority of those present, or represented, at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn by a Justice of the peace for said county of Cheshire, to the faithful

performance of his duty, a treasurer, and such other officers as may appear necessary for the management of the concerns of said Corporation. and shall agree on the manner of Calling future meetings; and at the same or any subsequent meeting, may make and establish any rules, bye laws and regulations for the prudent management of the concerns of said Corporation, and the same may cause to be observed and executed, and for the breach thereof may ordain and enjoin fines and penalties, not exceeding thirteen dollars and thirty three cents for any one breach thereof. Provided such rules, bye laws and regulations are not repugnant to the constitution and laws of this State. And all agents and proxies at any meeting shall be authorized in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk, provided no member of the Corporation shall be allowed more than eight votes.—

Sec 5 And be it further enacted, that the property of said Corporation shall be and it hereby is divided into one hundred and thirty shares, and shall be numbered in progressive order, beginning at number one; and every original number thereof shall have a certificate, under the seal of said corporation, and signed by the Treasurer, certifying his property in such share, as shall be expressed in said certificate.

Sec. 6 And be it further enacted, that any share or shares may be alienated by the proprietor thereof, his executors or administrators, by a deed under the hand and seal of him or them, acknowledged before some Justice of the peace, and recorded by the Clerk in a book to be kept for that purpose; & any purchaser named in such deed, so recorded, shall, on producing the same to the Treasurer and delivering up to him the former certificate, be entitled to a new certificate, executed in form aforesaid, certifying the property of such share to be in such purchaser.—

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax or assessment duly voted and agreed upon by the said Corporation, to their Treasurer, within thirty days after the time set for the payment thereof, the treasurer of said Corporation is hereby authorized to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary & Sufficient to pay such taxes and incidental charges, after duly notifying in one or more newspapers printed in the County of Cheshire, and in such other way as the Corporation may direct, the sum due on such, shares, and the time and place of sale, at least thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares so sold, to the person purchasing the same; and on producing a certificate of such sale from the treasurer to the clerk, of said Corporation, the name of such purchaser, with the numbers of the shares sold, shall be by the Clerk entered on the books of

said corporation, and such purchaser shall be considered, to all intents and purposes, the proprietor thereof, and the overplus, if any there be, shall be paid, on Demand, by the Treasurer, to the person whose share or shares were so sold.—

Sec. 8 And be it further enacted, That when execution shall issue on any judgment recovered against said Corporation, and the same shall be returned not satisfied the original plaintiff in the action, wherein said execution was awarded and issued, may sue out a writ of Scire facias from the Court wherein the Judgement was recovered, on which the same execution was awarded, against such persons as are or were proprietors and members of said Corporation, at the time such Judgement was entered, and may have execution against their goods or estate, or against the goods or estate of any deceased member of said Corporation in the hands of his executor or administrator with additional costs and damages.— Provided such scire facias shall be sued out within one year after such execution shall be returned not satisfied.—

Sec. 9. And be it further enacted, That this act shall be deemed and taken to be a public Act, and as such may be declared upon and given in evidence in any Court of Law, without specially pleading the same.

Provided always, that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make such further provision and regulation for the management of the business of said Corporation, or the government thereof, or wholly to repeal this act, as shall be deemed expedient.—And also provided that nothing in the foregoing Act, shall be understood to convey any right to said Corporation to erect any dam or dams to the injury of any others.—

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF HANCOCK SOCIAL LIBRARY—

[Approved June 26, 1815. Original Acts, vol. 23, p. 48; recorded Acts, vol. 20, p. 388.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Reed Paige, John Clark, Ninian Clark, Peter Tuttle, Jesse Barker, Thomas Paige, David Knight, Samuel Goodhue, William Boutell, Daniel Kimball, Levi Priest, Jeremiah Bacon, Samuel Gates, David Ames Jun, John Wood, Henry Prentice, Collins Whittemore, Elizabeth Bowers, John Brooks Sampson Tuttle, Joseph Hills, David Nahor and their as-

sociates, proprietors of said Library and all such as are, or may hereafter become proprietors of the same, be and they hereby are incorporated into, and made a body politic and corporate, by the name and style of *The Proprietors of Hancock Social Library*, with continuance and succession forever, and in that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature; and may enjoin penalties of disfranchisement, or fine, not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any court of competent jurisdiction; & may purchase and receive subscriptions, grants & donations of personal property not exceeding the sum of two thousand dollars, for the use of their association.—

And be it further enacted, that said proprietors be and they hereby are authorised and empowered to meet, at Hancock aforesaid, on the first monday of June annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Association, who shall continue in office until others are chosen in their room; and the said Corporation may convene as often as may be found necessary for the filling up of any vacancies, that may happen in said offices, and for transacting all other business for the benefit of said Corporation, excepting the raising of money, which shall be done at their annual meeting, and at no other time;—at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same; and may make and establish a Constitution, and ordain rules and bye laws for the government of said Corporation—Provided the same be not repugnant to the Constitution and laws of this State.

And be it further enacted, that the two persons first above named be, and they hereby are, authorised and empowered to call the first meeting of said proprietors, at such time and place as may be judged proper, in said town of Hancock, by posting up two notifications thereof, one of which shall be at the meeting house in said town, and the other at some public place therein, at least fifteen days before the time of holding said meeting, one of whom shall preside in said meeting until a moderator shall be chosen, and the proprietors at said meeting shall have all the power and authority to establish such bye laws and choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.

[CHAPTER 49.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE GRANT MADE TO THE PROPRIETORS OF
WELLS RIVER BRIDGE ACROSS CONNECTICUT RIVER.—

[Approved June 26, 1815. Original Acts, vol. 23, p. 49; recorded Acts, vol. 20, p. 388. See acts of December 27, 1803, Laws of New Hampshire, vol. 7, p. 213; December 14, 1812, *ante*, p. 168; June 17, 1813, *ante*, p. 227; and June 21, 1817, *post*.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Proprietors of the Wells River Bridge across Connecticut River be and they hereby are allowed two years from and after the first day of November next, to rebuild and complete said Bridge, any thing in any former law to the contrary notwithstanding.

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE GRANT MADE TO THE AMHERST TURN-
PIKE CORPORATION.

[Approved June 26, 1815. Original Acts, vol. 23, p. 50; recorded Acts, vol. 20, p. 390. See act of June 18, 1812, *ante*, p. 103.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Proprietors of the Amherst Turnpike Road be, and they hereby are, allowed four years, from and after the passing of this act, to complete said road; any thing in any former law of this State to the contrary notwithstanding.

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE A CONGREGATIONAL SOCIETY, IN PEM-
BROKE—

[Approved June 26, 1815. Original Acts, vol. 23, p. 51; recorded Acts, vol. 20, p. 391.]

Section I. Be it enacted by the Senate & House of Representatives in Genral Court convened, that Buswell Stevens, Daniel Knox, Timothy Barnard, Matthew Gault, Isaac Morrison,

Nathaniel Ambrose, Jacob Emery Jun^r, Thomas Kimball, Abel Blanchard, Jeremiah Morgan Jun, John H. Merrill, James Fife, John Knox, Anthony S Stickney, Thomas Kimball Jun., John Noyes, Richard Whittemore, Benjamin Fisk, Samuel Shaw, Jun, Samuel Shaw, Joseph Swett, Reuben Head, Samuel M'Connel, Benjamin G. Boardman, David Kimball, Benjamin Cushing, Christopher Osgood, William Robertson, Moses Haseltine, John Thompson, Joseph Gale, Daniel Ames, Joseph Emery, David Kimball Jun, Nathaniel Blood, Timothy Hull, Stephen Fife, William Holt, Nathan Holt, James M. Fife, John Parker Jun, John Ladd, John Parker, Obadiah Shattuck, Benjamin Parker, Bradley Parker, Jeremiah Fife, William Fife, Robert Fife, Edmund Holt, David Holt, Seth B Newell, Benjamin Holt, Richard Lakeman, Nathaniel Lakeman, Richard Holt, David Ambrose, Daniel Holt, Henry Knox, Thomas Knox, James Mann, John Mann, John Knox Jun^r, Josiah Hacket, Jacob Cochran, David Lovejoy, John Austin, Samuel Garvin Samuel M'Connel, Jun, Daniel M. Moore, Robert Moore, Thomas Bricket Jun, Jonathan Hutchinson, David Webster, Solomon Whitehouse,— William Abbot Jun, Edward Kimball, John Simpson, Moses Head, John Kimball, John Holt, Nathan Holt Jun, Stephen Holt Jun, Jonathan Elliot, Stephen Hacket, Dudley Clifferd, Jacob Elliot, Stephen Chickering, Trueworthy Dudley, Clement Noyes, Eliphalet Kimball, William Haseltine, John Leonard, William Simpson, Timothy Ayer, Stephen Holt, Timothy Gile, John C Kimball, Samuel Whitehouse, Jacob Emery, John Osgood, Leonard Pratt, William Kimball, Elliot Payson, Phebe Bartlett, Jesse Gault, Nathaniel Head, Benjamin Moore, Pelatiah Elliot, James Robertson, Haynes Farnum, Robert Moore Jun, Daniel Moore, Hugh K. Moore, Jeremiah Edmunds, Edward Fuller, James Brown & Sarah Adams, inhabitants of the towns of Pembroke, Chester, Allenstown & Bow, with such of the inhabitants of either of said Towns, as may hereafter become Members of said Society, be, & they hereby are made & erected into a body politic & corporate to have continuance & succession forever, by the name & Style of "The Congregational Society in Pembroke," & by that name may sue & be sued, plead & be impleaded, prosecute & defend to final Judgement & execution & hereby are vested with all the powers & privileges incident to corporations of a similar nature, & may enjoin penalties of disfranchisement, make, have & use a common seal & the same at pleasure, may break, alter & renew—may make purchase & receive subscriptions grants & donations of real & personal Estate, not exceeding four thousand Dollars for the use & benefit of said association, & may ordain & enforce such bye laws & ordinances as to them shall appear proper for the regulation & government of said Society, provided, such bye laws and ordinances are not repugnant to the Constitution & laws of said State

Section II And be it further enacted, that the Meetings of said Society, for public & religious Worship; shall be holden one half of the time at the South & the other half of the time at the North Meeting house in said Pembroke, until three fourths of the Members of said Society shall otherwise direct

Section III And be it further enacted, that said corporation, be, & they hereby are authorised & empowered to keep in repair the two congregational Meeting houses now standing & being in said Pembroke, & to erect, build, finish & keep in repair, at any future period, a house or houses for public & religious Worship, & may assess & collect taxes for said purpose, & for the support & maintainance of the Gospel Ministry

Section IV—And be it further enacted, that the first Meeting of said Society shall be holden in said Pembroke, on the first Monday of August next, at two OClock in the afternoon, and warning thereof shall be given by a Notification, to be posted up at the aforesaid two Meeting houses in said Pembroke under the hands of Buswell Stevens, Daniel Knox, & Isaac Morrison Esquires or either two of them, at least fifteen days prior to said meeting, who shall preside in said Meeting until a Moderator shall be chosen, at which or any subsequent Meeting, duly notified & warned, said Society may choose by ballot, a Clerk, Treasurer, three assessors and a collector, with such other officers as may be tho't necessary, for managing the concerns of the corporation, all of which officers shall be duly sworn & continue in office, until others are elected and sworn in their stead, and fill up such vacancies as may hapen in said offices & transact any other business except the raising of money, which shall always be done at the annual Meeting of said Society, and at no other time, at which annual Meeting they shall Vote to assess and collect all sums of money, proper for carrying the designs of the corporation into execution & for defraying the contingent expences of the same

Section V And be it further enacted, that no person shall be considered as a member of said Society, unless he or she shall sign his or her name in a Book, containing a copy of this Act, to be kept by the clerk of said Society for that purpose—and any person, who may, at any time, desire to withdraw from the Society, & who shall give notice to the clerk thereof of such his desire in writing by him subscribed, & shall actually join some other parish. Society or denomination of christians, shall be discharged and exempt from all the expences & liabilities incurred by becoming a Member of the corporation granted by this Act—provided nevertheless, that such person shall not be discharged from the payment of any Monies, which shall be assessed at the time of his giving notice as aforesaid

Section VI And be it further enacted, that the Annual Meeting of said Society shall be holden on the Monday following the second tuesday of March

Section VII Provided nevertheless, & be it further enacted, that nothing contained in this Act, shall be so construed as to affect the property of proprietors of either of said Meeting houses, who are not members of said Society—

[CHAPTER 52.]

State of }
New Hampshire. }

AN ACT TO CHANGE THE STYLE OF BLODGET'S CANAL.—

[Approved June 26, 1815. Original Acts, vol. 23, p. 52; recorded Acts, vol. 20, p. 394. See act of incorporation, dated December 24, 1798, Laws of New Hampshire, vol. 6, p. 524.]

Sec 1. Be it enacted: By the Senate & House of Representatives in General Court convened. That from and after the date of this act the proprietors of Blodgets Canal at Amoskeig falls, in the Town of Manchester, shall be known by the name and style of the Proprietors of Amoskeig Canal, and under this name may sue & be sued & do and transact any matter & thing, that they are, or were heretofore authorized to do, as a corporation.

Sec 2^d—Be it further enacted. That it shall be the duty of the proper officers of said corporation, as often as transfers of shares shall be made, to issue new certificates accordingly.—

[CHAPTER 53.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE PHILOSOPHICAL LIBRARY IN NELSON.

[Approved June 26, 1815. Original Acts, vol. 23, p. 53; recorded Acts, vol. 20, p. 395.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Asa Beard, Amos Heald, Andrew Stiles and their associates, proprietors of said Library, and all such as are or may hereafter become proprietors thereof, be, and they hereby are, incorporated into and made a body politic and corporate by the name of the Proprietors of the Philosophical Library in Nelson, with continuance and succession forever, and in that name may sue and be sued, prosecute & defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature; and may enjoin penalties

of disfranchizement or fine, not exceeding four dollars for each offence, to be recovered by action of debt in any court of proper authority: and may purchase and receive subscriptions, grants and donations of personal property, not exceeding the sum of two thousand dollars, for the use of said association.

And be it further enacted, that said proprietors be and they are hereby authorised and empowered to meet at Nelson aforesaid, on the first Monday of September annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Association, who shall continue in office until others are chosen in their room; and the said Corporation may convene as often as may be found necessary for filling up any vacancies, that may happen in said offices, and for transacting all other business for the benefit of said corporation, excepting the raising of money, which shall be done at their annual meeting, and at no other time, at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expence of preserving said Library, and for enlarging the same, and may make and establish a Constitution, and ordain rules and bye laws for the government of said Corporation: provided the same be not repugnant to the Constitution and laws of this State.

And be it further enacted, that any two of the persons above named, be, and they hereby are authorised and empowered to call the first meeting of said proprietors, at such time and place as may be judged necessary, in said town of Nelson, by posting up a notification in writing for the same, at the Meeting house in said town, at least fifteen days before the time of holding said meeting, and to preside in said meeting until a Moderator shall be chosen; and the proprietors at said meeting shall have all the power and authority to establish such bye laws and choose all such officers, as they may or can do, by virtue of this act, at their annual meeting.

[CHAPTER 54.]

State of)
New Hampshire.)

AN ACT TO ALTER THE NAME OF RICHARD CURRIER THE SECOND.

[Approved June 26, 1815. Original Acts, vol. 23, p. 54; recorded Acts, vol. 20, p. 400.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Richard Currier the second of Enfield in the County of Grafton be altered and changed to Richard Hoit Currier, and that he be hereafter called and known by the name of Richard Hoit Currier, any law or usage to the contrary notwithstanding.

[CHAPTER 55.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
LEBANON MECHANICS' COTTON AND WOOLEN FACTORY.

[Approved June 27, 1815. Original Acts, vol. 23, p. 55; recorded Acts, vol. 20, p. 380.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court, convened, that Jacob Putnam, Amos Bugbee, William Harris and their associates successors and assigns, shall be and they hereby are erected & made a corporation and body politic, by the name and stile of the *Lebanon Mechanics' Cotton and Woollen Factory*, and by that name may sue and be sued, plead and be impleaded, defend and be defended, to final judgment and execution, and also may make and use a common seal, and the same, at pleasure, may break alter and renew.

Sec. 2. And be it further enacted, that said Corporation shall have power, and is hereby authorized to carry on the spinning of Cotton and woollen yarn, and the manufacturing of the same into cloth, and the business necessarily connected therewith, on Mascoma River, in said Lebanon, and may erect any dam, mill or mills, work or buildings necessary for the carrying on of these useful manufactories and the business connected therewith.

Sect. 3. And be it further enacted, that said corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactory and the business connected therewith, and the same may sell, bargain and dispose of at pleasure—Provided that such real estate shall not exceed in value the sum of ten thousand dollars, and such personal estate shall not exceed in value the sum of forty thousand dollars.—

Sec. 4. And be it further enacted, that the persons before named, or either of them, may, by an advertisement in any public Newspaper, printed in the County of Grafton, (if any such there be) call a meeting of said corporation, to be holden at Lebanon, at any suitable time and place, after twenty five days from the publication of said advertisement, & the members of said corporation, by the vote of the majority of those present, or represented, at said meeting (in all cases accounting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn by a Justice of the peace, for the County of Grafton, to the faithful performance of his duty, a treasurer and such other officers as may appear necessary for the management of the business and concern of said

Corporation, and they shall agree on the manner of calling future meetings; and at the same, or any subsequent meeting, may make and establish any rules and regulations for regulating said Corporation, and the said rules and regulations may cause to be kept and executed, and for the breach thereof may order and enjoin fines and penalties, not exceeding twelve dollars for every breach thereof; provided such rules and regulations are not repugnant to the laws & constitution of this State—And all agents and proxies at any meeting shall be authorised in writing, signed by the persons by whom they are appointed, which shall be filed and recorded by the Clerk. Provided that no member of the corporation shall be allowed more than six votes.

Sec. 5. And be it further enacted, that the property of said Corporation shall be divided into one hundred shares, which shall be numbered in progressive order, beginning at number one, and every original number thereof shall have a certificate, under the seal of the said Corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any shares may be alienated by the proprietor thereof, his executors and administrators, by a deed under the hand & seal of him and them, acknowledged before a Justice of the peace, and recorded by the Clerk in a book to be kept for that purpose; and any purchaser named in such deed, shall, on producing the same to the treasurer, and delivering up to him the former certificate, be entitled to a new certificate executed in form aforesaid, certifying the property in such share to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said corporation shall neglect or refuse to pay any tax or assessment, duly voted and agreed upon by the said Corporation, to their treasurer, within thirty days after the time set for the payment thereof, the treasurer of said Corporation is hereby authorized to sell at public vendue, the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes, and necessary incidental charges, after duly notifying in one or more public Newspapers printed in the County of Grafton (if any such there be) and in such other way as the corporation may direct, the sum due on such shares, and the time and place of sale, at least thirty days previous to the time of sale; and such sale shall be a sufficient transfer of such share or shares, so sold, to the person purchasing the same, and on producing a certificate of such sale, from the Treasurer to the clerk of said Corporation, the name of such purchaser with the number of shares sold, shall be, by the Clerk, entered on the books of said Corporation, and such person shall be considered, to all intents and pur-

poses, the proprietor thereof, and the overplus (if there be any) shall be paid on demand by the Treasurer, to the person whose share or shares were sold.

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said corporation, & it shall be returned not satisfied, the original plaintiff in the action, whereon the said execution was awarded, and issued, or his executor or administrator, may sue out a writ of scire facias from the court, against such person or persons as are or were proprietors and members of said corporation, at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods or estate of any deceased member of said corporation, in the hands of his or their executors and administrators, with additional costs & damages.

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same. Provided always, that the Legislature may, from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations, for the management of the business of said corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

[CHAPTER 56.]

State of }
New Hampshire. }

AN ACT REPEALING A PART OF THE TWELFTH SECTION OF AN ACT ENTITLED "AN ACT, FOR ARRANGING, FORMING AND REGULATING THE MILITIA WITHIN THIS STATE AND FOR REPEALING ALL LAWS HERETOFORE MADE FOR THAT PURPOSE."

[Approved June 28, 1815. Original Acts, vol. 23, p. 56; recorded Acts, vol. 20, p. 297. Session Laws, 1815-21, p. 18. The act referred to is dated December 22, 1808, Laws of New Hampshire, vol. 7, p. 753.]

Be it enacted by the Senate and House of Representatives in General Court convened, that so much of said Section, which makes it the duty of the Selectmen of the several towns and unincorporated places within this State, to furnish one quarter of a pound of powder to each non-commissioned officer and soldier on Regimental and battalion muster days, at the expence of said towns and places, as also so much of said Section as makes it the duty of each Soldier to consume said powder when directed by his commanding officer, likewise so much of said Section as imposes a fine on the Selectmen aforesaid, for neglect to furnish such powder." be, and the same is hereby Repealed.—

[CHAPTER 57.]

State of }
New Hampshire. }

AN ACT FOR THE RELIEF OF THE COLLECTOR OF NON-RESIDENT TAXES IN RUMNEY, FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND FIFTEEN.

[Approved June 28, 1815. Original Acts, vol. 23, p. 57; recorded Acts, vol. 20, p. 396.]

Whereas the collectors of non-resident taxes in the several towns in this State, are, by law obliged to make return of copies of their lists to the Deputy Secretary, on or before the eighth day of the next Session of the General Court after the assessments of such taxes; and whereas the copy of the collector's list of non-resident taxes for the town of Rumney, in the County of Grafton, for the current year, was, by accident, prevented from being returned seasonably to the Deputy Secretary;—to remedy this inconvenience—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that the return of the copy of the collector's list of non-resident taxes, in said town of Rumney, for the year one thousand eight hundred & fifteen, shall be, and the same is hereby declared, good and valid in law;—and all sales of lands hereafter made for the non payment of such taxes as by said copy shall appear to be due thereon, shall be as valid and legal, to all intents and purposes, as if said copy had been seasonably returned;—any law to the contrary notwithstanding.

[CHAPTER 58.]

State of }
New Hampshire. }

AN ACT. INCORPORATING THE HANDELIAN INSTRUMENTAL MUSIC SOCIETY IN HAWKE.

[Approved June 28, 1815. Original Acts, vol. 23, p. 58; recorded Acts, vol. 20, p. 397.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Enos Tukesbury, Moses Peaslee, Amos Sawyer jr, Joseph Silver, Joseph P. Shannon and their associates and successors be and hereby are incorporated and made a body corporate and politic to have continuance and succession forever, under the name of the Hawke Handelian Instrumental Music society, and in that name may sue and prosecute and be sued and

prosecuted to final judgment and execution; and shall be and hereby are vested with all the powers and privileges, which by law, are incident to corporations of a similar nature.

And be it further enacted, that the said Enos Tukesbury and Moses Peaslee or either of them shall call a meeting of the members of said society by an advertisement, purporting the intentions of said meeting, posted up at two public places, in said Hawke, at least fifteen days prior to the day of meeting, and the members of said society, by a vote of a majority of those present, at said meeting, (accounting and allowing to each member of said society in all cases, one vote for each and every two dollars that he shall have paid into the treasury of said society, for the purpose and benefit of the same) shall choose a secretary, who shall be sworn to the faithful discharge of the duties of said office, and shall agree on the method of calling future meetings; and at the same, or any subsequent meeting, may establish the time of their annual meeting; and may elect such officers; make and establish such bye laws, as to them shall seem necessary and convenient for the regulation and government of said society; and for carrying into effect the objects for which said society was established, and the same bye laws may cause to be executed, and annex penalties to the breach thereof, Provided said bye laws are not repugnant to the constitution and laws of this State.

And be it further enacted, that no person shall become a member of said society, without first paying into the treasury of said society, the sum of two dollars, and subscribing to the constitution and bye laws of said society; and this act, and all rules, regulations and proceedings of said society, shall be fairly and truly recorded, by the secretary in a book or books by him kept for that purpose

[CHAPTER 59.]

State of }
New Hampshire. }

AN ACT ALTERING THE NAME OF BILLY PLUMER.

[Approved June 28, 1815. Original Acts, vol. 23, p. 59; recorded Acts, vol. 20, p. 399.]

Be it enacted by the Senate and House of Representatives in general court convened, That Billy Plumer, of Londonderry in the County of Rockingham, be and hereby is authorised to assume and bear in future the name of William Plumer; and he shall be known and called forever hereafter by the name of William Plumer, any usage or custom to contrary notwithstanding.

[CHAPTER 60.]

State of }
New Hampshire. }

AN ACT ALTERING THE NAME OF JOHN PICKERING JUN^R

[Approved June 28, 1815. Original Acts, vol. 23, p. 60; recorded Acts, vol. 20, p. 399.]

Be it enacted by the Senate and House of Representatives in General Court Convened, that the name of John Pickering Jun^r of Newington in the County of Rockingham, be altered and changed to John Knight Pickering, and that he be hereafter known and called by the name of John Knight Pickering, any law or usage to the contrary notwithstanding.

[CHAPTER 61.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SAMUEL TIBBETTS AND OTHERS INTO A SOCIETY BY THE NAME OF THE FIRST CONGREGATIONAL SOCIETY IN WOLFEBOROUGH—

[Approved June 28, 1815. Original Acts, vol. 23, p. 61; recorded Acts, vol. 20, p. 400.]

Be it enacted by the Senate & House of Representatives in General Court convened, That Samuel Tibbets, Richard Rust, Mark Wiggin, Jacob Haines, Ebenezer Tibbets, and their associates, with such others as may hereafter be admitted into said Society, be & they hereby are made and erected into a body politic & corporate to have continuance and succession forever, by the name and style of The first Congregational Society in Wolfeborough, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase, and receive subscriptions, grants and donations of real and personal estate, not exceeding ten thousand dollars, and have a right to appropriate and use a proportionate part of any funds arising from grants heretofore made for the support of the Gospel in said Town, for the use and benefit of said Corporation, and may have and use a common seal, and the same at pleasure break, alter and renew, and may ordain and put in execution such bye laws and ordinances as to them shall appear necessary and con-

venient for the government of said Corporation. Provided such bye laws and ordinances are not repugnant to the laws and constitution of this State—

And be it further enacted, That said Corporation be and they hereby are authorised and empowered to erect, build, finish and keep in repair, at any future period, a house or houses of public worship in said Wolfborough, and may assess and collect taxes for that purpose, and for the purpose and design of supporting a gospel Minister in said Town, and for any other purpose not inconsistent with the intention of this act, on which said association may hereafter in legal meeting agree—

And be it further enacted, That the first meeting of said Corporation shall be holden at said Wolfborough, at such time and place as shall be agreed on by said Samuel Tibbets, and Richard Rust, who are hereby authorised and empowered to warn the same by posting up notifications for that purpose, at two public places in said Town, under the hands of them or either of them at least fifteen days prior to the day of meeting, who shall preside in said meeting until a moderator shall be chosen, at which meeting said Corporation may choose all such officers and committees, as may be thought necessary for the orderly conducting of the affairs of said Corporation, who if required, shall be duly sworn, and shall continue in office until others are chosen and sworn in their room.—And said Corporation may assemble as often as may be found necessary for filling up any vacancies that may happen in said offices, and for transacting any other business; and may assess and collect all sums of money proper for carrying the designs of the Corporation into execution, and for defraying the contingent expenses of the same, and shall do and transact all other business necessary to be done and transacted, for the benefit of said Society—

And be it further enacted, That no person shall be considered as joining said Society, unless he or she shall sign his or her name in the book of records belonging to said Society, and any members of said Society shall be discharged therefrom by his or her giving notice thereof in writing to the Clerk of said Society.—Provided that all persons who shall be discharged from said Society, shall be holden to pay their just proportion of all debts said Society shall owe, in their corporate capacity, at the time of their leaving the same—

And be it further enacted, That the annual meeting of said Corporation, shall be holden on the first monday of November annually—

[CHAPTER 62.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF ENFIELD MUSICAL SOCIETY.

[Approved June 28, 1815. Original Acts, vol. 23, p. 62; recorded Acts, vol. 20, p. 402.]

Be it enacted by the Senate and House of Representatives in General Court Convened, that John Johnson the second, Darius D. Evans, Nathaniel Hanaford, Paul Chase and their associates, and those who may hereafter associate with them their successors and assigns, be, and they hereby are, erected into and made a body politic and corporate by the name and style of the Enfield Musical Society, and by that name may sue and be sued, prosecute and defend to final judgment and execution, in any Court of record or elsewhere; and may also ordain and establish a constitution, and agree on such bye laws, ordinances and regulations as to them may appear necessary and convenient, for the government of said Corporation, and the prudent management of their affairs. Provided such Constitution by laws and regulations shall not be repugnant to the constitution and laws of this State.

And be it further enacted, that said Corporation may make, have and use a common seal and the same at pleasure may break alter and renew, and they are hereby made capable in law to have, purchase and enjoy to them their successors & assigns, lands, tenements and rents, with full power to bargain, sell and dispose of the same; and may also receive subscriptions, grants and donations of personal estate: provided such real estate shall not exceed in value two thousand dollars and such personal estate shall not exceed the sum of one thousand dollars.

And be it further enacted, that the persons herein before named, or either of them, shall have full power to call the first meeting of said Corporation, at such time and place as they may deem proper, by posting a notification for that purpose at a public place in said town, ten days before said meeting; at which, or any subsequent meeting, they may make, ordain and establish a Constitution, and such byelaws and regulations as they may deem proper; and may choose all proper officers for governing said Corporation, who shall continue in office until others are chosen in their room, and may agree on the time & place of holding their annual meeting, and the method of calling the same, and all future meetings of said Corporation; and at said annual meeting the raising of all such sums of money as shall be deemed necessary for promoting and advancing the interest of said Corporation, shall be agreed on, and at no other time.—

[CHAPTER 63.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE THE COLLECTOR OF NON-RESIDENT TAXES
IN PEELING, TO RETURN A NEW LIST, TO THE DEPUTY SECRETARY—

[Approved June 28, 1815. Original Acts, vol. 23, p. 63; recorded Acts, vol. 20, p. 404.]

Whereas, the Collector of non-resident taxes in the town of Peeling, did, on or before the eighth day of the present Session of the General Court, deliver to the Deputy Secretary a Copy of his list of taxes assessed upon the lands and buildings of non-resident owners in said town, for the year 1815—And, whereas, there is reason to apprehend, that some person, by accident, or otherwise, has taken said list, from the office of the Deputy Secretary, so that it cannot be found—

Therefore,

Be it enacted, by the Senate and House of Representatives in General Court convened, that the Collector of non-resident taxes in the town of Peeling for the Current year, be, and he hereby is, authorized and empowered, at any time before the tenth day of August next, to deliver to the Deputy Secretary, a Copy of his list, made and assessed, as aforesaid, signed by the Selectmen of said Town—

And Be it further enacted, that all sales, made for the non-payment of taxes, as by said list hereafter to be returned, shall appear due, shall be as legal and valid to all intents and purposes, as though said list had been returned, on or before the eighth day of the present session, any law to the contrary notwithstanding—Provided, however, that said list shall remain in the Deputy Secretary's office, untill the tenth day of November next—

[CHAPTER 64.]

State of }
New Hampshire. }

AN ACT FOR REPEALING A PART OF AN ACT ENTITLED AN ACT FOR ARRANGING FORMING AND REGULATING THE MILITIA WITHIN THIS STATE AND FOR REPEALING ALL LAWS HERETOFORE MADE FOR THAT PURPOSE, PASSED DECEMBER 22^D AD. 1808—

[Approved June 29, 1815. Original Acts, vol. 23, p. 64; recorded Acts, vol. 20, p. 298. Session Laws, 1815-21, p. 20. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 753.]

Be it enacted by the Senate and House of Representatives in General Court convened, that so much of the seventh section of said act as is in the following words—(viz) “That to each piece of ordnance be annually allowed fourteen dollars, for the purpose of furnishing said piece with powder and port fire,” be and the same is hereby repealed—

[CHAPTER 65.]

State of }
New Hampshire. }

AN ACT DIRECTING THE MODE OF CONVEYING LANDS BELONGING TO ANY COUNTY IN THIS STATE.

[Approved June 29, 1815. Original Acts, vol. 23, p. 65; recorded Acts, vol. 20, p. 299. Session Laws, 1815-21, p. 19. Laws, 1824 ed., p. 14. Repealed July 5, 1827, Laws, 1830 ed., p. 469.]

Be it enacted by the Senate and house of Representatives, in General Court convened, that whenever the Justices of either of the Circuit Courts of Common pleas, for the Eastern or Western Circuit, in this State, shall conceive that any lands belonging to either of the Counties within either of said Circuits, ought to be sold for the benefit of such County, said Justices are hereby empowered to authorise and direct the Treasurer of said County to make, execute and deliver to any purchaser or purchasers of such lands a good valid conveyance thereof, and to receive of such purchaser or purchasers the consideration money, directed by said Justices to be named in such deed of conveyance, & said Treasurer is hereby authorized to execute such deed and to receive said money, and is directed to deposit the same in the Treasury of said County, to be appropriated in the manner by law authorised in other cases.

[CHAPTER 66.]

State of }
New Hampshire. }

AN ACT FOR RAISING FORTY THOUSAND DOLLARS FOR THE USE OF THIS STATE.

[Approved June 29, 1815. Original Acts, vol. 23, p. 66; recorded Acts, vol. 20, p. 300. Session Laws, 1815-21, p. 20.]

Be it enacted by the Senate and House of Representatives in General Court convened—that there shall be raised for the use of this State, the sum of Forty Thousand Dollars, which sum shall be assessed, collected, and paid into the Treasury on, or before the first day of November in the year of our Lord One Thousand, eight Hundred and Sixteen. And the Treasurer be, and he hereby is, directed, seasonably to issue his warrants to the Selectmen or assessors of the several towns, parishes, and districts within this State, agreeably to the last proportion act—and the Selectmen and assessors of the several towns parishes and districts aforesaid, are hereby respectively required to assess and levy the sums in the Treasurer's warrants specified, and cause the same to be paid into the Treasury of this State, on or before the first day of November One Thousand, eight hundred and Sixteen—and the Treasurer shall issue extents for all taxes which may then remain unpaid—

[CHAPTER 67.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST CHURCH AND CONGREGATIONAL SOCIETY IN WINCHESTER.

[Approved June 29, 1815. Original Acts, vol. 23, p. 67; recorded Acts, vol. 20, p. 405.]

Be it enacted by Senate and House of Representatives in General Court Convened, that Henry Pratt, Asahel Jewell William Humphrey and their associates with such as may hereafter associate with them, be, and they hereby are made and erected into a body corporate and politic, to have continuance and succession forever by the name and style of the First Church and Congregational Society in Winchester, and by that name may sue and be sued prosecute and defend to final judgment & execution in any court of record or elsewhere, and are hereby vested with all the powers and privileges of corporations of a similar nature, and may

enjoin penalties of disfranchisement, and may make, purchase & receive subscriptions, grants and donations of real and personal estate not exceeding five thousand dollars (provided no part thereof be exempt from taxation) the avails of which shall be appropriated by said Corporation for the support of a preacher of the Gospel in said town, and may have and use a common seal, and the same, at pleasure may break, alter and renew, and may ordain and put in execution such bye laws and ordenances as to them may appear necessary and convenient for the government of said corporation, and the management of the property belonging to the same—Provided such bye laws and ordinances are not repugnant to the Constitution and laws of this State.

And be it further enacted, that the first meeting of said Corporation shall be holden at said Winchester at such time and place as may be agreed on by said Henry Pratt, Asahel Jewell and William Humphrey who are hereby authorized and empowered to warn the same by posting up a notification for that purpose at the meeting house in said town, under their hands, at least fifteen days prior to the day of meeting, one of whom shall preside in said meeting until a moderator shall be chosen; at which meeting said Corporation may choose all such officers and committees as may be thought necessary for conducting the affairs of said Corporation, who, if required, shall be duly sworn, and shall continue in office until others are chosen and sworn in their room. And at their annual meeting they may assess all such sums of money as are necessary for supporting the preaching of the gospel in said town, and for defraying all contingent expences of said Corporation.

And be it further enacted, that no person shall be considered as joining said Society unless he or she shall sign his or her name in the book or records belonging to said Society, and any member thereof shall be discharged therefrom, by his or her giving notice of such intention, in writing, to the Clerk of said Society, to be by him entered upon said book of records—Provided, that all persons who shall be discharged from said Society, shall be holden liable to pay their just proportion of all debts said Society shall owe, in their corporate capacity, at the time of their leaving the same.

And be it further enacted, that the annual meeting of said Corporation shall be holden at said Winchester on the first Monday of September, forever.

[CHAPTER 68.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN INHABITANTS OF THE TOWN OF ALSTEAD INTO A SOCIETY BY THE NAME OF THE SOCIETY OF THE FIRST PARISH IN ALSTEAD.

[Approved June 29, 1815. Original Acts, vol. 23, p. 68; recorded Acts, vol. 20, p. 407. See additional act of June 18, 1828, id., vol. 25, p. 39.]

Be it enacted by the Senate and House of Representatives, in General Court Convened, that Azel Hatch Ephraim Kingsbury, Nathan Fay, Josiah Cook, Samuel Hutchinson, Nathan Adams, Asa Wentworth, William Slade, Joseph Harding, Jacob Pierce, William Thomson, Clark Emerson, Larnard Mann, Edward Waldo, Moses Wentworth, Joseph Dorothy, James Hale, Smith Emery, Jacob Fisher, Solomon B. Clisbee, Arad Worster, Elijah Delano, Richards Emerson, John Burroughs, Jonathan Farnsworth, Daniel Rust, David Hale, James Fletcher, Phinehas Mirick, Theron Partridge, Samuel Partridge, Andrew Beckworth, and Joseph Farnsworth, Inhabitants of the Town of Alstead, in the County of Cheshire, and their associates and successors be, and they hereby are, incorporated into a Society and body corporate by the name of The Society of the First Parish in Alstead to have continuance and succession forever; and in that name may sue and prosecute and be sued and prosecuted, to final judgment and execution; and shall be, and hereby are invested with all the powers, rights and privileges, which the several parishes, in this State, have, by law, a right to exercise and enjoy.

And be it further enacted, That any person, who may hereafter desire to join said Society, and shall communicate to the Clerk thereof, such his desire, in writing by him subscribed, on or before the first day of April, in any future year, such person being an inhabitant of the said town of Alstead, and not otherwise, shall, in common with the other members of the Society, be entitled to all the rights, privileges and immunities to the same belonging, & shall be subjected to a share of all the burthens and expences of the Society. And any person who may, at any time, desire to withdraw from the society, and who shall give notice to the clerk thereof of such his desire in writing by him subscribed, and shall actually join some other Parish, society or denomination of christians, shall be discharged and exempt from all the expences and liabilities incurred by becoming a member of the Corporation granted by this act. Provided nevertheless, that such person shall not be discharged from the payment of any monies which shall be assessed at the time of his giving notice as aforesaid.

And be it further enacted, that said society shall have power to raise, from time to time, such sum or sums of money as they shall judge necessary for the support of a minister of the Gospel; for building and repairing a house for public worship, and for other necessary and incidental expences of the Society; said sum or sums to be assessed upon the polls and rateable estates of the members of the Society, according to the invoice taken by the Selectmen of the said town of Alstead, for the year in which the money shall be voted to be raised. And the said Society shall have power to choose all such officers, to hold their offices during one year, as they shall judge necessary for carrying into effect the objects, and into execution the powers, granted by this act; and to make & adopt such rules, regulations and bye-laws, as they shall deem expedient and as shall not be repugnant to the constitution and laws of this State. And the several officers chosen by the Society, shall be sworn and qualified in the same manner, and shall, as far as shall be necessary for fulfilling the purposes of their appointment, have the same powers and exercise the same authority, and shall be subject to the same penalties for negligence and misconduct in office, as similar town officers, in this State, who are by law required to be sworn & qualified, do possess and are subjected to. And it shall be the duty of the clerk, who is hereby directed to be chosen at the first meeting of the society, to make and keep, in a book or books provided for the purpose, a fair and true record of this act, and of all the rules, bye laws and proceedings of the said Society, and of all notifications and writings which he may receive agreeably to the provisions of the second section of this act.

And be it further enacted, that Azel Hatch, Ephraim Kingsbury and Nathan Fay, or either of them may call the first meeting of the society, and appoint a person to preside therein until a Moderator shall be chosen; said meeting to be called, by posting up, at the old Meeting house in said town of Alstead, at least fifteen days previous to the time of the meeting, a notification or warrant, in which shall be inserted the intent and design of the meeting, and the subject matter of all business, matters and things to be considered, done and acted upon at said meeting. And said society, when met, are hereby authorized to determine the manner of calling future meetings.—

And be it further enacted, that said Society shall hold their annual meeting on the first Monday of October forever.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1815, June 20.

Resolved, that the Treasurer of this State be authorized to make a Conveyance of a certain Gore of Land the property of the State lying in the County of Grafton, adjoining the towns of Hanover, Lyme and Canaan, containing between one hundred and forty, & one Hundred & fifty acres, to Samuel Jones Gates & Adam Pollard; Provided that the said Gates and Pollard, pay to Said Treasurer the sum of two hundred and twenty dollars (for the use of the State) or give the said Treasurer Satisfactory Security, for the payment of the Same—in twelve months.

[House Journal, 1815, p. 70. Senate Journal, 1815, p. 74.]

1815, June 22.

Resolved, by the Senate and House of Representatives in General Court Convened, that the Inhabitants of the town of Wentworth in the County of Grafton, be and hereby are authorized to send a Representative to the General Court of this State, until otherwise ordered by the Legislature

[House Journal, 1815, p. 106. Senate Journal, 1815, p. 123.]

1815, June 26.

Resolved, That William Austin Kent, and Samuel Sparhawk Esquires be a Committee whose duty it shall be in the recess of the General Court and before the next Session of Congress to examine all the Accounts which have heretofore as well as at this Session been presented against this State and from such examination to ascertain the proper Charges which should be presented by this State against the United States and prepare and make out such General Account and have the same seasonably returned with all the requisite Vouchers to His Excellency the Governor that he may transmit the same, by one of our Senators or Representatives in Congress, to the necessary Department for Allowance.

[House Journal, 1815, p. 123. Senate Journal, 1815, p. 136.]

1815, June 28.

Resolved, that it shall, forever hereafter, be the duty of the Clerk of the Senate, and of the Clerk of the House of Representatives, at the close of every session of the General Court, to make out a fair and correct copy of their respective Journals, and lodge the same in the Secretary's Office.

[House Journal, 1815, p. 141. Senate Journal, 1815, p. 142.]

1815, June 28.

Resolved, That the Hon. Daniel A. White of Newbury Port, the Hon. Nathaniel A. Haven of Portsmouth, & the Rev. Ephraim P. Bradford of New Boston, be appointed a Committee, to investigate the concerns of Dartmouth College and Moor's Charity School, generally, and the acts and proceedings of the Trustees of said institutions, and to report a statement of facts, at the next session of the Legislature: And that his Excellency, the Governor, be requested to notify the said Gentlemen of their appointment.

[House Journal, 1815, p. 141. Senate Journal, 1815, p. 154.]

1815, June 29.

Resolved that the Inhabitants of the Town of Troy in the County of Cheshire, be, and they hereby are empowered to send a Representative to the General Court of this State, until the Legislature thereof shall otherwise order—

[House Journal, 1815, p. 150. Senate Journal, 1815, p. 159.]

1815, June 29.

Whereas the office of Attorney General in this State is now vacant—Therefore

Resolved, That the Solicitors in their several Counties, in this State shall Severally have and receive out of the Treasury of this State the following sums, to wit, the Solicitor for the County of Rockingham, one hundred dollars; for the County of Strafford, one hundred dollars; for the County of Hillsborough, one hundred dollars; for the County of Cheshire, Seventy-five dollars; for the County of Grafton, Seventy-five dollars; for the County of Coos, Fifty dollars, per year, in full compensation for their services, and the same rate of Compensation for a period Less than a year—

[House Journal, 1815, p. 150. Senate Journal, 1815, p. 160.]

1815, June 29.

Resolved—That His Excellency the Governor be, and he hereby is authorised and empowered to draw on the Treasurer for the sum of three Thousand Dollars, for the purpose of furnishing materials and other expenses for the State prison the ensuing year: subject to the orders of the Warden of said prison, under such regulations as are prescribed in the Act prescribing for the regulation & government of said Prison—

[House Journal, 1815, p. 162. Senate Journal, 1815, p. 170.]

1815, June 29.

Resolved—That John O. Ballard Esqr of Hopkinton—Joseph Bartlett Esqr of Warner—And John Smith Esqr of Bradford, all in the County of Hillsboro' in this State, be appointed to examine & establish the disputed line between the towns of Salisbury & Kearsarge Gore in said County—And make report at the next session of the General Court—And said service shall be performed at the expence of one or both of said towns, as the Committee aforesaid may determine and award—

[House Journal, 1815, p. 155. Senate Journal, 1815, p. 169.]

1815, June 29.

Whereas, since the last session of the Legislature, the war lately commenced by the Government of the United States against Great Britain having come to a close; and all classes of citizens having been emulous of each other in expressions of joy and congratulation upon the removal of its calamities, by the restoration of the invaluable relations of amity and commerce between the two countries:—And whereas many of the Officers, Seamen, and Soldiers of the United States, during the progress of the war, having, in a very distinguished manner, supported the honour of the american name, by having, in many signal instances, most gallantly and successfully defended the soil and the rights of their country; and thereby happily contributed to sustain and perpetuate that high character, for military skill and prowess, acquired during our revolutionary contest;—

Therefore,

Resolved, by the Senate and House of Representatives, in general court convened, That this Legislature, in common with their fellow citizens, duly appreciate the important services rendered to the country, upon the ocean, upon the lakes, and upon the land, by Officers, Seamen and Soldiers of the United States, in many brilliant achievements, and decisive victories, which will go down to posterity, as an indubitable memorial, that the sons of those fathers, who fought the battles of the Revolution, have imbibed, from the same fountain, that exalted and unconquerable spirit, which insures victory, while it stimulates to the exercise of humanity and courtesy to the vanquished, and were it not envidious to particularize when so many appear justly entitled to distinction, this Legislature could not fail to recognise and designate, with sentiments of peculiar pride and pleasure, many of the hardy and independent citizens of New Hampshire among those, who enjoy the best claim to the grateful remembrance of their country.

[House Journal, 1815, p. 153. Senate Journal, 1815, p. 164.]

1815, June 29.

Resolved, that the amendment to the Constitution of the United States, proposed by the Legislature of the State of Georgia, reducing the term of service of the Senators in Congress, from six to four years, be, and the same hereby is deemed inexpedient—

Resolved, that His Excellency the Governor be requested to transmit a Copy of this Resolve to the Executives of the Several States—

[House Journal, 1815, p. 152. Senate Journal, 1815, p. 158.]

1815, June 29.

Resolved, That the Secretary of the State be directed to publish in the Concord Gazette, that part of the Proceedings of the Governor & Council, since the Commencement of the present Session of the Legislature, which relates to the nomination of an Attorney General of this State, and to the nomination of an Associate Judge of the circuit Court of Common Pleas for the western Circuit— And that he request the several Printers of this State, to insert the same in their Papers—

[House Journal, 1815, p. 161. Senate Journal, 1815, p. 169.]

1815, June 29.

Resolved, That the Treasurer of this State be hereby instructed to forbear the collection of the money due on the note to this State signed by Philip Carrigain and others till the first day of January next; and provided the said Carrigain, or his sureties shall on or before the first day of January next lodge in the office of the Secretary of this State two hundred and fifty maps of this State, that the said Treasurer be further instructed to forbear the Collection of the money on said note till the next session of the Legislature, provided that nothing in this resolve shall be construed to exempt the Sureties of said Carrigain from any of their Liabilities on said note—

And be it further resolved that the Treasurer be instructed to proceed in the suits commenced against said Sureties, to final Judgment, and in case the said two hundred and fifty maps be not lodged in the office of the Secretary of the State by the aforesaid first day of January next, the Treasurer is hereby directed to cause an immediate collection of the money which may then remain due to the State—

[House Journal, 1815, p. 147. Senate Journal, 1815, p 161.]

[TWENTY-FIFTH GENERAL COURT.]

[*Held at Concord, Two Sessions, June 5, 1816, to December 26, 1816.*]

[OFFICERS OF THE GOVERNMENT.]

WILLIAM PLUMER, GOVERNOR.
 SAMUEL SPARHAWK, SECRETARY OF STATE.
 PEYTON R. FREEMAN, DEPUTY SECRETARY OF STATE.
 WILLIAM PICKERING, TREASURER.
 GEORGE SULLIVAN, ATTORNEY GENERAL.
 WILLIAM BADGER, PRESIDENT OF THE SENATE.
 DAVID L. MORRILL, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

Elijah Hall,	Portsmouth.
Samuel Quarles,	Ossipee.
Benjamin Pierce,	Hillsborough.
Levi Jackson,	Cornish.
Enoch Colby,	Thornton.

[MEMBERS OF THE SENATE.]

William Ham,	Portsmouth.
Joseph Shepard,	Epping.
John Vose,	Atkinson.
John Harvey,	Northwood.
*Beard Plumer,	Milton.
*William Badger,	Gilmanton.
James Wallace,	Milford.
Jonathan Harvey,	Sutton.
Phineas Handerson,	Chesterfield.
James H. Bingham,	Alstead.
John Durkee,	Hanover.
Dan Young,	Lisbon.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Hall Burgin.
Atkinson and } Plaistow,	Reuben Peaslee.
Bow,	Samuel Clement.

*Before the fall session, District No. 5 was vacated by the decease of Senator Plumer, and No. 6 by the appointment of Senator Badger, judge in the court of common pleas. These two vacancies were not filled. Senator Harvey was chosen president in place of Senator Badger.

Brentwood,
Candia,
Canterbury,
Chester,

Chichester,
Concord,

Deerfield,

East Kingston,
Epping,
Epsom,
Exeter,
Greenland,

Hampstead,
Hampton,
Hampton Falls, .
Hawke and }
Sandown, }
Kensington,
Kingston,
Londonderry,

Loudon,
Newcastle,
Newington,
Newmarket,
Newton,
Northfield,
North Hampton,
Northwood,
Nottingham,
Pelham,
Pembroke,
Pittsfield,
Poplin,
Portsmouth,

Raymond,
Rye,
Salem,

John S. Dudley.
John Lane, Jr.
Morrill Shepard.
John Folsom.
William Moore.
Moses Seavey.
George Hough.
John Odlin.
Josiah Butler.
Thomas Robinson.
Edward Greeley.
Jonathan Fogg.
John McClary.
Joseph Tilton, Jr.
*William Pickering.
Shadrach Robinson.
John True.
Edmund Toppan.
Aaron Merrill.
Moses M. George.
Enoch Worthen.
Daniel Peaslee.
John Fisher.
John Nesmith.
Jedidiah Tucker.
Nathan Priest.
William Fabyan.
Jeremiah Mead.
James Peaslee.
Alexander T. Clark.
Jonathan Hobbs.
Ebenezer Coe.
Samuel B. Dyer.
Samuel M. Richardson.
Boswell Stevens.
Thomas Shannon.
Ezekiel Robinson.
Andrew Bell.
John Davenport.
Abner Greenleaf.
Enoch G. Parrott.
James Shapley.
Phinehas Gilman.
Jonathan Philbrick.
Joshua Merrill.

*Shadrach Robinson was chosen to fill the vacancy caused by the election of William Pickering as treasurer.

Seabrook,
South Hampton,
Stratham,
Windham,

Jabez Eaton.
Jacob Jewell.
Levi Barker.
John Campbell.

STRAFFORD COUNTY.

Alton,
Barnstead,
Barrington,

David Gilman.
Charles Hodgdon.
Isaac Waldron.
Robert Woodbury.

Brookfield and }
Middleton, }
Conway,
Dover,

John Hill.
Samuel Willey.
Daniel M. Durell.
John Waldron.
John Williams.
Joseph Coe.

Durham,
Eaton and }
Burton, }
Effingham and }
Ossipee Gore, }
Farmington,
Gilford,
Gilmanton,

Nicholas Blasdell.

Carr Leavitt.

Thomas Plumer.
Dudley Ladd.
Samuel Shepard.

*Joseph Young.
Daniel Gale, 3d.
Gideon Mathes.
Nathaniel Hayes.
Ebenezer Pitman.
John Remick, Jr.
Benning M. Bean.
Joseph Boody.

Lee,
Madbury,
Meredith,
Milton,
Moultonborough,
New Durham,
New Hampton and }
Center Harbor, }
Ossipee,
Rochester,

Thomas Perkins.
Ezekiel Wentworth.
Moses Hale.
James Tibbetts.
Stephen Gale.
David Johnston.
Daniel Hoit.
Andrew Rollins.
Ford Whitman.
Jonathan Burbank.
Joshua G. Hall.
Jonathan Blake.

Sanbornton,

Sandwich,
Somersworth,
Tamworth,
Tuftonboro,
Wakefield,
Wolfboro,

*Seat vacated.

HILLSBOROUGH COUNTY.

Amherst,	Clifton Claggett.
Andover,	James Tucker.
Antrim and } Windsor, }	Jacob Tuttle.
Bedford,	Samuel Chandler.
Boscawen,	Joseph Little.
Bradford,	John Smith.
Brookline,	Benjamin Shattuck.
Deering,	John Alcock.
Dunbarton,	Richard H. Ayer.
Dunstable,	Jesse Bowers.
Fishersfield,	Timothy Morse.
Francestown,	John Gibson.
Goffstown,	David L. Morrill.
Greenfield and } Society Land, }	William Whittemore.
Hancock,	Reed Paige.
Henniker,	David Nahor.
Hillsborough,	Moses Brown.
Hollis,	James Wilson.
Hopkinton,	Benjamin M. Farley.
	Bodwell Emerson.
	Matthew Harvey.
Litchfield,	Joseph Chase, Jr.
Lyndeborough,	Daniel Putnam.
Manchester,	Isaac Huse.
Mason,	Hezekiah Richardson.
Merrimack,	Daniel Ingalls.
Milford,	William Lovejoy.
Mont Vernon,	Andrew Wallace.
New Boston,	William Dodge.
New Ipswich,	Samuel Batchelder.
New London,	Joseph Colby.
Nottingham West,	Isaac Merrill.
Peterborough,	Hugh Miller.
Salisbury,	Jabez Smith.
Sutton,	Moses Hill.
Temple,	James Crombie.
Warner,	Henry B. Chase.
Weare,	Hezekiah D. Buzzell.
	Abraham Morrill.
Wilmot and } Kearsarge Gore, }	Eliphalet Gay.
Wilton,	Ephraim Peabody.
	Abiel Wilson.

CHESHIRE COUNTY.

Acworth,
Alstead,
Charlestown,
Chesterfield,

Claremont,

Cornish,
Croydon,
Dublin,
Fitzwilliam,
Goshen and }
Wendell, }
Hinsdale,
Jaffrey,
Keene,
Langdon,
Lempster,
Marlborough,
Marlow,

Nelson,
New Grantham,
Newport,
Plainfield,
Richmond,
Rindge,
Roxbury,
Springfield,
Stoddard,
Sullivan,
Surry and }
Gilsum, }
Swanzey,
Troy,
Unity,
Walpole,
Washington,
Westmoreland,
Winchester,

Ithiel Silsby.
Nathaniel Brown.
Enos Stevens.
Benjamin Cook.
John Putnam.
Samuel Fiske.
Ezra Jones.
Newton Whittlesey.
Nathaniel Wheeler, Jr.
Isaac Appleton.
Luther Chapman.

Samuel Rogers.

Arad Hunt.
Benjamin Prescott.
John Wood.
Benjamin Palmer.
Shubael Hurd.
Philip Sweetser.

*Elisha Huntley.

Wells Way.
Stephen Harrington.
James Smith.
William Cheney.
Thomas Gates.
Jonathan Atherton.
Samuel L. Wilder.
Solomon Kingsbury.
David Colcord.
Danforth Taylor.
Erastus Hubbard.

Samuel Hills.

Elijah Carpenter.
Daniel W. Farrar.
Jesse Bailey.
Isaac Redington.
Joseph Healey.
Daniel Dwight.
Benjamin Flint.

*Seat vacated.

GRAFTON COUNTY.

Alexandria and }	William Pattee.
Danbury, }	David Mitchell.
Bath,	
Bethlehem, }	
Dalton and }	Paul Cushman.
Whitefield, }	
Bridgewater,	Simon Harris.
Campton,	Moses Baker.
Canaan,	Thomas H. Pettingill.
Concord (Lisbon),	Timothy Taylor.
Dorchester, }	
Orange and }	Joseph Burley.
Dames Gore, }	
Enfield,	Jesse J. Fogg.
Grafton,	Solomon Sayles.
Groton and }	
Hebron, }	Joseph Kimball.
Hanover,	James Poole.
	Augustus Storrs.
Haverhill,	Stephen P. Webster.
Holderness,	Moses Merrill.
Landaff,	John French.
Lebanon,	Samuel Selden.
Lincoln and }	
Franconia, }	Samuel Barrett.
Littleton,	Guy Ely.
Lyman,	Perley Mason.
Lyme,	John Fairfield.
New Chester,	Sethus B. Forbes.
Orford,	John B. Wheeler.
Peeling and }	
Ellsworth, }	John Palmer.
Piermont,	Joseph Sawyer.
Plymouth,	William Webster.
Rumney,	Samuel Burnham.
Thornton,	Moses Foss.
Warren and }	
Coventry, }	Daniel Davis.
Wentworth,	Caleb Keith.

COOS COUNTY.

Bartlett,	}	
Adams,		
Chatham and	}	Asa Eastman.
Locations,		
Columbia,	}	
Colebrook,		
Shelburne,		Jared Cone.
Stewartstown and		
Errol,	}	
Lancaster,		
Jefferson and	}	Adino N. Brackett.
Bretton Woods,		
Northumberland,	}	
Piercy and		Nathan Baldwin.
Stratford,	}	

[*First Session, Held at Concord, June 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 24, 25, 26, 27, 28, 29, 1816.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT, ALTERING THE NAME OF LITTLEFIELD SIBLEY.—

[Approved June 11, 1816. Original Acts, vol. 23, p. 69; recorded Acts, vol. 20, p. 410.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of Littlefield Sibley, of Meredith, in the County of Strafford, be altered and changed to George Littlefield Sibley; and that he be hereafter called and known by the name of George Littlefield Sibley, any law or usage to the contrary notwithstanding.—

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF THE TOWN OF NEW HOLDERNESS TO THE NAME OF HOLDERNESS—

[Approved June 12, 1816. Original Acts, vol. 23, p. 70; recorded Acts, vol. 20, p. 410. Session Laws, 1815-21, p. 23.]

Whereas the Inhabitants of the town of New Holderness in the county of Grafton, at their annual meeting in March last, by their vote expressed a wish that the name of said town may be altered to the name of Holderness—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That the name of said New-Holderness be altered, and that said town be hereafter called and known by the name of Holderness; any law or usage to the contrary notwithstanding.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE DAVID SANBORN JUN^R OF GILMANTON TO ASSUME THE NAME OF DAVID EDWIN SANBORN

[Approved June 15, 1816. Original Acts, vol. 23, p. 71; recorded Acts, vol. 20, p. 411.]

Be it enacted by the Senate and house of Representatives in General Court convened that David Sanborn Jun^r of Gilmanton in

the County of Strafford and State of Newhampshire, be and hereby is authorised to assume the name of David Edwin Sanborn instead of David Sanborn Jun^r and by that name shall forever hereafter be known and called any Law usage or custom to the contrary notwithstanding

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT INCORPORATING SUNDRY PERSONS BY THE NAME OF THE BAPTIST CHURCH AND SOCIETY IN DUBLIN.

[Approved June 18, 1816. Original Acts, vol. 23, p. 72; recorded Acts, vol. 20. p. 412.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Elijah Willard, Amos Heald, Gilbert Jewell, William Tenney, Ebenezer Carpenter William Greenwood and Robert Muzzey, and their Associates, and such others as may hereafter be admitted as members thereof, be and they are hereby incorporated and made a body corporate and politic, by the name of the Baptist Church and Society in Dublin, with continuation and succession forever, and in that name may sue and be sued prosecute and defend, in all actions, in all courts; and are hereby vested with all the powers and privileges incident to Corporations of a similar nature, and may enjoin penalties of disfranchizement, and may make, purchase and receive subscriptions, grants and donations of real & personal estate of the value of five thousand dollars (subject to taxation) for the purpose of their association. Provided however, that nothing in this act shall be construed to authorize said association in any wise to interfere with any fund belonging to said town of Dublin, which does not in any way pertain to said Church and Society.

Sec 2. And be it further enacted, that any person belonging to said town of Dublin, or the adjacent towns, who may be desirous to join said Society, shall signify such desire in writing to the Clerk of said society, who shall record the same, and give the applicant a certificate to that effect accordingly; and any member of said Society shall be discharged therefrom by giving notice of such intention to the Clerk thereof, in writing, who shall duly record the same & furnish such person, so applying, with a certificate of his or her discharge, accordingly: Provided, that all persons who shall be admitted into or discharged from said Society, shall be holden liable to pay their just proportions of all debts said society shall owe in their corporate capacity at the time of their admission into or discharge from said Society.

Sec. 3. And be it further enacted, that said corporation be and they hereby are authorized to assemble at Dublin aforesaid, on the first Monday of March annually forever. And Elijah Willard & Robert Muzzey are hereby empowered to call the first meeting of said Society in said Dublin, by posting two notifications, under their hands, for that purpose, at two public places one of which shall be the Baptist meeting house, in said town, at least fifteen days before said meeting, at which meeting they may elect all such officers, and establish all such rules and by-laws, as may be thought necessary for orderly managing the concerns of said Society, and may convene as often as may be found necessary, for filling up any vacancies that may happen in such offices, and for any other legal purposes, excepting the raising of money, which shall be done at the annual meeting only. And at said first meeting said Elijah Willard and Robert Muzzey shall preside until a moderator shall be chosen;—Provided that the rules and bye laws agreed on by said Society shall not be contrary to the Constitution and laws of this State.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE MILFORD MUSICAL SOCIETY.

[Approved June 18, 1816. Original Acts, vol. 23, p. 73; recorded Acts, vol. 20, p. 414.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Isaac Lund, Adam Dickey, Josiah French, Samuel Burns, Crawford Tyler, Ebenezer Stimpson, and such as may hereafter become members of said Society be, and they hereby are made a corporation by the name of the Milford Musical Society; and by that name may sue and be sued, defend, and be defended, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be, and hereby are vested with all such powers and privileges as are usually enjoyed by corporations of a like nature.

Sect. 2. And be it further enacted, That either two of the three persons first herein named may call the first meeting of said Society at any suitable time and place in said Milford by posting up a notification for that purpose at the meeting-house therein, at least fifteen days prior to said meeting;—at which the members thereof shall choose a Clerk, and such other officers as they may think proper; shall agree on a method of calling future meetings, and the time of their annual meeting; and at the same, or any subsequent annual meeting may establish rules and by-laws for their

regulation and government, and may order such assessments as they think just and proper.

Sect. 3. And be it further enacted, That said Society may receive, hold and enjoy by gift, grant or otherwise, personal estate to any amount, not exceeding one thousand dollars, and the same may sell and dispose of at pleasure for the use and benefit of said Association.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF MONT-VERNON CIRCULATING LIBRARY—

[Approved June 19, 1816. Original Acts, vol. 23, p. 74; recorded Acts, vol. 20, p. 415.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Seth Chapin, Daniel Adams, Jonathan Herrick, Aaron Flint Sawyer, John Carleton Jun^r, Jonathan Stowe Adams, Thomas Needham, John Lummus Lamson, Ezra Batchelder, Levi Trow, Henry Treavitt Nathan Jones, Alpha Thompson and their associates, proprietors of said Library and such as are, or may hereafter become proprietors of the same, be and they hereby are incorporated into, and made a body politic and corporate, by the name and style of *The Proprietors of Mont-Vernon Circulating Library*, with continuance and succession forever, and in that name may sue and be sued, prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges of corporations of a similar nature; and may enjoin penalties of disfranchisement, or fine, not exceeding four dollars for each offence, to be recovered by action of debt, to their use, in any court of competent jurisdiction; and may purchase and receive subscriptions, grants and donations of personal property not exceeding the sum of two thousand dollars for the use of their association—

And be it further enacted, that said proprietors be and they hereby are authorised and empowered to meet at Mont-Vernon aforesaid, on the first monday of June annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Association, who shall continue in office until others are chosen in their room; and the said Corporation may convene as often as may be found necessary for the filling up any vacancies, that may happen in said offices and for transacting all other business for the benefit of said Corporation, excepting the raising of money, which shall be done at their annual meeting, and at no other time,—at which annual meeting they shall vote all such

sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same; and may make and establish a Constitution, and ordain rules and bye laws for the government of said Corporation—Provided the same be not repugnant to the Constitution and laws of this State—

And be it further enacted, that the two persons first above named be, and they hereby are, authorised and empowered to call the first meeting of said proprietors, at such time and place as may be judged proper, in said town of Mont Vernon, by posting up two notifications thereof, one of which shall be at the meeting house in said town, and the other at some public place therein at least fifteen days before the time of holding said meeting, one of whom shall preside in said meeting until a moderator shall be chosen, and the proprietors at said meeting shall have all the power and authority to establish such bye laws and choose all such officers as they may or can do, by virtue of this act, at their annual meeting—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH A CORPORATION BY THE NAME OF THE CHESHIRE AGRICULTURAL SOCIETY.—

[Approved June 20, 1816. Original Acts, vol. 23, p. 75; recorded Acts, vol. 20, p. 416. See additional acts of December 21, 1820, *post*, and December 15, 1824, recorded Acts, vol. 22, p. 530.]

Section, 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Josiah Stevens, Ezra Jones, Isaac Hubbard, Simeon Long, Francis Chase, Thomas Warner, Asa Jones, Walter Ainsworth, Joseph Alden, Solomon Hubbard, Leonard Jarvis, Nathaniel Cotton, Roswell Hunt, Jonathan Baker, David Parker, Enos Stevens, Thomas Bellows, Stephen Johnson, Josiah Bellows, Isaac Reddington, Joseph Buffum, Levi Green, Asa Britton, John Putnam, Arad Hunt, Benjamin Flint, Benjamin Doolittle, Elijah Belding, Elijah Carpenter, Nahum Parker, Samuel Tower, Stephen Jewett, Benjamin Prescott, Adonijah Howe, Phillips Sweetser, Jonadab Baker, David Carpenter, Noah Cooke, Samuel Dinsmoor, Elijah Dunbar, Daniel Bradford, Jonathan Robinson, Erastus Hubbard, Samuel Seward, Robert Emes, Elisha Huntley, Aaron Matson, James Bingham, Joseph Healey, Samuel Findley, Edward Slader, Benjamin Palmer, John Prentice, John French, Jesse Bailey, Joel Chandler, Moses Hale, Josiah Cooke, William Cheeney, Hubbard Newton, Aaron Nettleton, Daniel Chase, Caleb Chase, 2d, Daniel Kimball, Daniel Spalding, James Smith, David Colcord, and all such as may hereafter become members of said Society, be, and they are hereby con-

stituted and made a corporation forever, by the name of The Cheshire Agricultural Society; and by that name may sue and be sued, defend and be defended, and be known and distinguished in their acts and proceedings, and in all cases whatever; and may have and use a common seal, and the same may alter or change at pleasure.

Sect. 2. And be it further enacted, That for the well ordering and conducting of the affairs of said Society, the members thereof are hereby authorized and empowered at their first, or any subsequent meeting legally holden, to agree upon the method of calling their annual and occasional meetings, and the times of holding them; and at their annual meetings may elect such officers as they may deem proper; make and establish such rules and by-laws, not repugnant to the laws of the State, as to them shall seem proper, for their regulation and government; may order assessments, and generally may exercise all the powers that are incident to like corporations, and necessary to carry into effect the intentions of their Association.

Sect. 3. And be it further enacted, That said Society is hereby made capable in law of purchasing, receiving and holding, in fee simple, or any less estate, by gift, grant, or otherwise, any lands, tenements, or other estate real or personal, to any amount not exceeding an annual income of three thousand dollars, and the same to sell, convey, and dispose of at pleasure; and said Society is also hereby authorized and empowered to ordain and grant premiums, medals, or other gratuities, as rewards of merit, exertion, discovery or improvement in the various branches of agriculture, economy in husbandry, and useful domestic manufactures, and the same to award from time to time as may be thought proper.

Sect. 4. And be it further enacted, That for the purpose of creating a fund to be used in promoting beneficial improvements in agriculture, and the other objects intended by this Association, each member of said Society shall pay annually into its treasury, on or before the day of the annual meeting thereof, the sum of two dollars, and such further sum, not exceeding ten dollars, as said Society at its annual meeting may order and assess. And in case of the non-payment of said sum of two dollars, or of any additional assessment, for the space of six months after the time of its becoming due and payable, and notice thereof given in one or more newspapers printed in the county of Cheshire, the person, so neglecting, may be considered as having voluntarily surrendered the privileges of his membership, and no longer entitled to act in said Society.

Sect. 5. And be it further enacted. That either two of the three persons first herein named shall call the first meeting of said Society, to be holden at some convenient place in Claremont, by publishing a notification for that purpose in some newspaper as

aforesaid, and posting a like notification in one or more public places in said Claremont at least thirty days prior to said meeting; and the members of said Society at their first meeting may exercise all the powers that they may by virtue of this act at their annual meetings.—And the annual meetings of said Society shall be holden by rotation in the several towns in the county of Cheshire wherein its members reside, beginning in the town where the greatest number reside, then in the town where the next greatest number reside, and so on; but no town shall be entitled to this privilege, unless there be ten members at least resident therein;—provided however that the majority of the members resident in any town may waive said privilege; in which case the meeting for that year may be holden wherever the Society may direct;—and any member may attend and vote on any question in person, or by proxy duly authorized.—

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE COHAS
BROOK CANAL CORPORATION—

[Approved June 20, 1816. Original Acts, vol. 23, p. 76; recorded Acts, vol. 20, p. 419.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Joseph Blanchard, John Clark, 3d. John Frye, Isaac Huse, and their associates, successors and assigns, be, and they hereby are constituted and made a body corporate and politic forever, by the name of the Cohas Brook Canal Corporation; and by that name may sue and be sued, plead and be impleaded, be known and distinguished in their acts and proceedings, and in all cases whatever; and they are hereby empowered to make and establish such by-laws, rules and regulations, not contrary to the laws of the State, as may be necessary for the government of said Corporation; and may cause them to be executed, and annex penalties to the breach thereof, not exceeding ten dollars for any one offence; and they are hereby vested with all the powers and privileges which are by law incident to corporations of a like nature.

Sect. 2. And be it further enacted, That either two of the persons above named may call the first meeting of the members of said Corporation by notifications for that purpose posted up in the towns of Manchester and Chester at least twenty days prior to said meeting; at which they shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of said office, and shall agree on a method of calling future meetings; and at the same or

any subsequent meeting legally holden, they may determine the number of shares into which said Corporation may be divided; order assessments, and prescribe the manner of collecting them; agree upon the manner of transferring shares; pass by-laws, and orders, and do any act or acts which may be deemed necessary and proper to carry into effect the purposes intended by this act. All elections shall be determined by a majority of votes, accounting and allowing one vote to each share in all cases, and absent members may vote by proxy duly authorized in writing; and all other questions shall be determined in the same manner, if required

Sect. 3. And be it further enacted, That said Corporation be, and hereby is authorized and empowered to make, construct and maintain canals, locks, or slips, and to clear obstructions in Cohas Brook, so as to render the same navigable and passable for boats, rafts, masts and other timber, from Massabesic pond to Merrimac river, and for this purpose may purchase and hold all such land adjoining said Brook as may be necessary to carry into effect the purposes of this grant.

Sect. 4. And be it further enacted, That for the purpose of reimbursing said Corporation its expenses in carrying into effect the objects of this act, a Toll be, and hereby is granted and established, not exceeding the rates following—that is to say—For every thousand feet of pine boards, thirty four cents; for every thousand feet of two and a half inch pine plank, ninety four cents, and other pine plank in proportion; for every thousand feet of two and a half inch oak plank, one dollar and seventy cents, and other oak plank in proportion; for every cord of pine wood sixteen cents; for every cord of other wood, twenty five cents; for every thousand of barrel staves, fifty cents; for every thousand of hog-head staves, seventy five cents; for every thousand of pipe staves, ninety five cents; for every ton of oak timber, twenty five cents; for every ton of pine timber, sixteen cents; for every boat above one ton's burden, one dollar; for every ton carried up or down in such boat, or carried on rafts, fifty eight cents; for every smaller boat, in proportion thereto; for every thousand of shingles, four cents; for every thousand of clapboards, twenty cents; for every thousand of hoops, twenty cents; for every ton of masts, spars or bowsprits, twenty-five cents; and for all other articles not herein enumerated, in like proportion. And at the expiration of every six years, the rates of said toll shall be regulated by the Justices of the Supreme Judicial Court, in such manner that the amount of toll shall not exceed twelve per centum per annum upon the amount of the monies expended in the construction of said canals, locks or slips, and clearing said obstructions, nor less than six per centum per annum.

Sect. 5. And be it further enacted, That in case it shall be nec-

essary to erect any dam or dams across said Brook, sufficient openings therein shall be made for the passage of fish up and down the same; and if complaints of the insufficiency of such passage ways should arise, the Supreme Judicial Court are hereby authorized to appoint a Committee of three suitable persons to view such dams or locks erected by said Corporation, and the report of said Committee made to said Court and by them accepted, shall be the rule to which said Corporation shall conform in this particular. And any one of the Judges of said Court may, on application, order notice to be given to said Corporation, to appear at said Court on the hearing of said petition for a Committee, by serving the Clerk of said Corporation with a copy of the petition with the order of said Judge thereon, at least thirty days before said day of hearing; and said Court may order either or both parties to pay costs as to them shall appear reasonable; subject however to the controul of the Legislature for any act or by-law contrary to the provision of this act.

Sect. 6. And be it further enacted, That if said works be not completed within six years from the passing of this act, every part and clause thereof shall be null and void.—

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS, IN THE TOWN OF MIDDLETON, BY THE NAME OF THE MIDDLETON SOCIAL LIBRARY COMPANY

[Approved June 20, 1816. Original Acts, vol. 23, p. 77; recorded Acts, vol. 20, p. 422.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that John Chadwick, Ebenezer Wingate and Ebenezer Dearborn, and their associates, and those who may hereafter associate with them, be, and they hereby are, incorporated into and made a body corporate and politic, by the name of the Middleton Social Library Company, with continuance and succession forever, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to Corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding four dollars for each offence, to be recovered by action of Debt to their use, in any court proper to try the same; and may purchase, and receive subscriptions, grants and donations of personal estate, not exceeding the sum of one thousand dollars for the use of their association.—

Sec. 2. And be it further enacted, that said Company be, and they hereby are, authorized and empowered to meet at Middleton aforesaid on the Last Monday of September annually, to choose all such officers as may be found necessary for the orderly conducting of the affairs of said Corporation, who shall continue in office until others are chosen in their room; and the said Company may convene as often as may be found necessary for filling up any vacancies that may happen in said offices, and for transacting all other business for the good of said corporation, excepting the raising of money which shall always be done at their annual meeting, and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expense of preserving said Library, and for enlarging the same; and shall adopt and establish such by-laws and Rules, for the regulation and government of said Company, as may from time to time, by them be found necessary. Provided the same be not repugnant to the Constitution and laws of this State.

Sec. 3. And be it further enacted, that all or either of the persons before named be, and they hereby are, authorised and empowered to call the first meeting of said Company, at such time and place in said Middleton, as they may judge proper, by posting up a notification of the same, at some public place, in said town, at least fifteen days before the time of holding said meeting, and to preside in the same until a Moderator shall be chosen; and the said Company at said meeting shall have all the powers and authority to adopt all such bye-laws, and to elect all such officers, as they may or can have, by virtue of this act, at their annual meeting.—

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE TOWN OF LITCHFIELD IN THE COUNTY OF HILLSBOROUGH TO CHOOSE AND SEND A REPRESENTATIVE TO THE GENERAL COURT FOR THE RESIDUE OF THE PRESENT YEAR AND IN FUTURE.

[Approved June 20, 1816. Original Acts, vol. 23, p. 78; recorded Acts, vol. 20, p. 423. Session Laws, 1815-21, p. 24.]

Whereas the said Town of Litchfield has heretofore been classed with the town of Manchester for the purpose of electing and sending a Representative to the General court, and whereas the said town of Manchester (having the constitutional number of rateable polls) has elected and sent to the General Court a representative for the present year, And whereas the seat of the member from the town

of Litchfield has been vacated (and thereby the town of Litchfield is unrepresented in the legislature of this State.

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that the inhabitants of said Town of Litchfield qualified to vote in town meeting are hereby authorized to choose a Representative for said Town, who shall be entitled to a seat in said legislature from the day of his election to the end of the current year.—

And be it further enacted, that the Select Men of said Town of Litchfield for the time being are hereby empowered to call a Meeting of the qualified voters of said Town for the purpose of choosing a Representative for the residue of the current year as soon as may be, by giving forty eight hours personal notice of said meeting, or by leaving a notification in writing expressing the design of such meeting, at the last and usual place of abode of each of the qualified voters of said town, twelve hours prior to the time appointed to hold said meeting.

And be it further enacted, that the inhabitants of said town of litchfield shall forever hereafter until otherwise ordered, have the right of choosing and sending to the legislature of this State a Representative in the same way and manner, as though said town contained the constitutional number of rateable polls, any law, or usage to the contrary notwithstanding.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE SANDBORNTON OLD HUNDRED SOCIETY, FOR THE PURPOSE OF IMPROVEMENT IN SACRED MUSIC.

[Approved June 20, 1816. Original Acts, vol. 23, p. 79; recorded Acts, vol. 20, p. 424.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Abraham Bodwell, Eliphalet Ordway, Nathan Taylor, Charles Hutchins, Charles J. Stuart, Richard Hazelten, Robert Hunkins, Joshua Lane, George Blanchard, John Lane, 3d, John E. Badger, and such as may hereafter become members of said Society, be, and they hereby are made a corporation by the name of *The Sandbornton Old Hundred Society* for the purpose of improvement in sacred music, and by that name may sue and be sued, defend and be defended, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be, and hereby are vested with all

such powers and privileges as are usually enjoyed by corporations of a like nature.

Sect. 2. And be it further enacted, That the said Abraham Bodwell, Nathan Taylor and Charles J. Stuart, or either two of them, may call the first meeting of said Society at any suitable time and place in said Sandbornton by posting up a notification for that purpose in some public place or places therein at least fifteen days prior to said meeting:—at which the members thereof shall choose a Clerk, and such other officers as they may deem proper; shall agree on the method of calling future meetings; and the time of their annual meeting; and at the same, or any subsequent annual meeting, may establish rules and by-laws for their regulation and government, and may order such assessments as they may think just and reasonable: Provided such rules and by-laws be not contrary to the laws of the State.

Sect. 3. And be it further enacted, That said Society may receive, hold and enjoy by gift, grant or otherwise any estate not exceeding in value, one thousand dollars, and the same may sell and dispose of at pleasure for the use and benefit of said Association.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE PEARSON COGSWELL, COTTON GILMAN AND OTHERS, THEIR SUCCESSORS AND ASSIGNS, BY THE NAME OF THE GILMANTON MANUFACTURING COMPANY—

[Approved June 21, 1816. Original Acts, vol. 23, p. 80; recorded Acts, vol. 20, p. 426. See act of June 22, 1832, id., vol. 29, p. 52.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Pearson Cogswell, Cotton Gilman, Oliver Hunt, John Hunt and Gutterson Chapman, their successors and assigns shall be, and they hereby are, erected into a corporation and body politic, by the name & stile of the Gilmanton Manufacturing Company, and by that name may sue and be sued, prosecute and defend, to final judgment and execution, and also may make and use a common seal, and the same at pleasure may break, alter and renew.—

Sec. 2. And be it further enacted, that the said Corporation shall have power, and hereby is authorized, to carry on the manufactory of *Cotton and Woolen, Utensels of Iron and Wood and Linseed Oil*, and the business necessarily connected with said several manufactures, in Gilmanton, in the County of Strafford, and may erect any dam, mill or mills work or buildings necessary for

carrying on these useful manufactures, and the business connected therewith.

Sec. 3. And be it further enacted, that said Corporation may be lawfully seized and possessed of such real and personal estate as may be necessary and convenient for establishing and carrying on said Manufactories, and the business connected therewith, and the same may sell, bargain and dispose of, at pleasure. Provided that such real estate shall not exceed in value the sum of four thousand dollars, and such personal estate shall not exceed in value the sum of five thousand dollars.—

Sec. 4. And be it further enacted, That any one of the persons before named may, by giving personal notice to each of his Associates, call a meeting of said corporation, to be holden in said Gilmanton, at any suitable time and place, in ten days after such personal notice given, and the members of said corporation, by a vote of a majority of those present, or represented, at said meeting (in all cases counting and allowing one vote to each single share) shall choose a Clerk, who shall be sworn to the faithful performance of his duty, a Treasurer, and such other officers as may appear necessary for the management of the business and concerns of said corporation; and shall agree on the manner of calling future meetings; and at the same or any subsequent meeting may make and establish any rules and regulations for governing said Corporation, and the same rules and regulations may cause to be kept and executed, or for the breach thereof may order and enjoin fines and penalties, not exceeding twelve dollars for any breach thereof: Provided such rules and regulations are not repugnant to the Constitution and laws of this State. And all agents and proxies at any meeting shall be authorised in writing, signed by the person by whom they are appointed, which shall be filed and recorded by the Clerk.

Sec. 5. And be it further enacted, That the property of said Corporation shall be divided into ninety shares, and shall be numbered in progressive order beginning at number *one*, and every original number shall have a certificate under the seal of said corporation, and signed by the Treasurer, certifying his property in such shares as shall be expressed in said certificate.

Sec. 6. And be it further enacted, that any share or shares may be alienated by the owner or owners thereof his or their executors or administrators, in such manner as may be regulated by the bye laws of said Corporation; and upon said transfer being recorded by the Clerk in a Book to be kept by him for that purpose, any purchaser shall, on producing to the Treasurer the transfer so recorded, and delivering up to him the former certificate, be entitled to a new certificate executed in form aforesaid, certifying the property in such share or shares to be in such purchaser.

Sec. 7. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any tax, duly voted and agreed upon by said corporation to their Treasurer, within thirty days after the time set for the payment thereof, the Treasurer of said corporation is hereby authorised to sell at public vendue the share or shares of such delinquent member, one or more as shall be necessary and sufficient to pay such taxes, and incidental charges, after duly notifying in one or more public newspapers printed in said County, or in such other way as said Corporation may direct, the sum due on such shares, and the time and place of sale, and such sale shall be a sufficient transfer of said share or shares, so sold, to the person purchasing the same; and on producing a certificate of such sale from the Treasurer to the Clerk of said Corporation, the name of such purchaser with the number of shares sold, shall be by the Clerk entered on the books of said Corporation, and such person shall be considered to all intents and purposes the proprietor thereof and the overplus money (if any there be) shall be paid on demand by the Treasurer to the person whose share or shares were so sold.

Sec. 8. And be it further enacted, that where execution shall issue on any judgment recovered against said corporation, and the same shall be returned not satisfied, the original plaintiff in the action wherein the said execution was awarded and issued, or his executor or administrator may sue out a writ of scire facias from the court against such person or persons as are or were proprietors and members of said Corporation, at the time such judgment was rendered, and may have execution against the body, goods or estate of any individual member, or against the goods or estate of any deceased member of said Corporation in the hands of his or their executors or administrators, with additional costs and damages.

Sec. 9. And be it further enacted, that this act shall be deemed and taken to be a public act, and as such may be declared upon and given in evidence in any court of law, without specially pleading the same.

Provided always, that the Legislature may from time to time, hereafter, upon due notice to said Corporation, make such further provisions and regulations, for the management of the business of said Corporation, and the government thereof, or wholly to repeal this act, as shall be deemed expedient.

Sec. 10. And be it further enacted, that the capital stock actually employed in said factory, shall be exempt from taxation for the term of five years from and after the passing of this act Provided the sum so exempted shall not exceed the sum of five thousand dollars.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT REGULATING THE HUNTING OF DEER.—

[Approved June 21, 1816. Original Acts, vol. 23, p. 81; recorded Acts, vol. 20, p. 429. Session Laws, 1815-21, p. 27, Laws, 1824 ed., p. 14; id., 1830 ed., p. 289. See acts of March 17, 1740-41, Laws of New Hampshire, vol. 2, p. 585; February 21, 1745-6, id., vol. 3, p. 17; March 1, 1758, id., p. 172; November 26, 1778, id., vol. 4, p. 183; and December 7, 1798, id., vol. 6, p. 511. Repealed by act of July 1, 1831, Session Laws, 1831, Chap. 49.]

Be it enacted by the Senate and house of Representatives in General Court convened that any person or persons, who shall hunt or kill any Deer except his own tame Deer Or Deer kept in his Park, between the tenth day of January and the first day of September in any year he or they shall forfeit and pay the Sum of Ten Dollars for each and every Deer so killed: to be recovered in any Court proper to try the same; One moiety thereof to the use of the person sueing for the same the other Moiety to the use of the Town within which such Offence shall be committed.—

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF ALEWIVES IN EXETER RIVER.—

[Approved June 22, 1816. Original Acts, vol. 23, p. 82; recorded Acts, vol. 20, p. 430. Session Laws, 1815-21, p. 27. Repealed by act of June 12, 1818, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this act no person shall be allowed to fish for alewives in Exeter river with any seine or setting line or with any implement whatever except a dipnet. And if any person shall offend against this act, he shall for every such offence forfeit & pay the sum of six dollars, to be recovered by action or information, before any Justice of the peace within the County of Rockingham, one half to the use of the State, the other half to the use of the Informer.—

And be it further enacted, that if any seine or setting line or any other implement than that which is allowed by this act for the catching of alewives shall be found in said Exeter river, the same shall be forfeited to the use & shall become the property of him or them who shall find it and remove it from said river.—

And be it further enacted, That any person or persons are hereby authorised to destroy any seine or setting line, or any other implement except that which is allowed by this act, which may be found, in said river; and in case of being prosecuted therefor, he may plead the general issue & give the special matter in evidence & shall recover double costs.—

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, ENTITLED AN ACT, TO INCORPORATE CERTAIN PHYSICIANS BY THE NAME OF THE NEW-HAMPSHIRE MEDICAL SOCIETY—

[Approved June 22, 1816. Original Acts, vol. 23, p. 83; recorded Acts, vol. 20, p. 431. The act referred to is dated February 16, 1791, Laws of New Hampshire, vol. 5, p. 711.]

Whereas, an Act of the Legislature passed February 1791 incorporating certain Physicians therein mentioned, by the name of the New-Hampshire Medical Society; and whereas the number of Members by said Act was limited to seventy; and whereas, the number of respectable Physicians in said State has very considerably increased since the passage of said Act; and whereas, it would be highly conducive to the interest of medical Science to embrace all such by said Society—

Therefore,

Be it enacted, by the Senate, and House of Representatives in General Court convened, that the New-Hampshire Medical Society shall hereafter be authorized and empowered to admit and receive, into their Society two Hundred Members—

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO ATTACH THE MALITIA IN THE TOWN OF TROY TO THE TWELVTH REGIMENT IN SAID STATE

[Approved June 22, 1816. Original Acts, vol. 23, p. 84; recorded Acts, vol. 20, p. 431. Session Laws, 1815-21, p. 28.]

SECT 1. Be it enacted by the Senate and House of Representatives in General Court convened. That the malitia in the town of Troy in the County of Cheshire in said State be attached to the

first battalion in the twelvth regement of malitia in said State and form one company of infantry

Sect 2 And be it further enacted that the company of infantry to be organized in said town of Troy shall be numbered the eleventh company and shall take rank in said twelvth regement accordingly

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE JOHN SHEPARD JUN^R OF GILMANTON TO ASSUME THE NAME OF JOHN WILLIAM SHEPARD.

[Approved June 24, 1816. Original Acts, vol. 23, p. 85; recorded Acts, vol. 20, p. 432.]

Be it enacted by the Senate and House of Representatives in General Court convened, that John Shepard Jun^r of Gilmanton in the County of Strafford and State of New-Hampshire be and hereby is authorised to assume the name of John William Shepard, instead of John Shepard Jun^r, and by that name shall forever hereafter be known and called, any law usage or custom to the contrary notwithstanding.

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT SUBJECTING LANDS AND TENEMENTS TO THE PAYMENT OF DEBTS, AND DIRECTING THE MODE OF LEVYING EXECUTIONS ON REAL AND PERSONAL ESTATE."

[Approved June 25, 1816. Original Acts, vol. 23, p. 86; recorded Acts, vol. 20, p. 432. Session Laws, 1815-21, p. 30. Laws, 1824 ed., p. 15. See acts of February 15, 1791, Laws of New Hampshire, vol. 5, p. 701; December 22, 1808, id., vol. 7, p. 771; and July 1, 1825, Session Laws, 1825, Chap. 52. Repealed by act of July 4, 1829, Laws, 1830 ed., p. 101.]

Whereas doubts have arisen as to the mode of notifying a corporation to appoint an Appraiser of its real estate taken in execution,

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that notice from the officer having a writ of Execution to be levied on the real estate of any Corporation, to one of the Directors, or to the Clerk of the Corporation, three days

at least before the levy, to appoint an appraiser for the Corporation, is and shall be deemed good and legal notice to such Corporation, and in case of the refusal, neglect, or unreasonable delay of the Directors of any Corporation after such notice, to appoint an appraiser on the part of the Corporation, the officer shall appoint one of the Corporation.

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT, AUTHORIZING THE TOWN CLERK OF THE TOWN OF NEW GRANTHAM, TO PUBLISH THE INTENTION OF MARRIAGE WITHIN THE PARISH OF MERIDEN.

[Approved, June 25, 1816. Original Acts, vol. 23, p. 87; recorded Acts, vol. 20, p. 433. Session Laws, 1815-21, p. 30.]

Whereas, the westerly part of the Town of New Grantham, has been incorporated into a parish with the easterly part of Plainfield, by the name of "the parish of Meriden" in which religious meetings are held, and by which means there are no stated religious meetings within the town of New Grantham.—Therefore

Be it enacted by the Senate and House of Representatives in General Court convened,

That it shall and may be lawful for the Town Clerk of the Town of New Grantham, to publish the intention of marriage, of any persons applying therefor, being inhabitants of said Town of New Grantham, at any publick meeting held within the Parish of Meriden, in the same way and manner as is now provided by law; any law usage or custom to the contrary notwithstanding.

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE THE TOWN OF GILMANTON TO ELECT A REPRESENTATIVE TO THE GENERAL COURT.

[Approved June 25, 1816. Original Acts, vol. 23, p. 88; recorded Acts, vol. 20, p. 434.]

Whereas the seat of Joseph Young Esquire, returned as a member of the House of Representatives for the town of Gilmanton, has, by a vote of said House at the present session of the General

Court, been vacated, and the said town thereby deprived of its full representation in said House—

Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened; That the Selectmen of Gilmanton be, and they hereby are authorized to call a meeting of the legal voters in said town, to be holden at any time previous to the next session of the General Court, by giving notice thereof in the usual way of notifying town meetings, for the purpose of electing one suitable person to be a Representative of said town in the General Court.—

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE THE TOWN OF GREENLAND TO CHOOSE A REPRESENTATIVE TO THE GENERAL COURT.

[Approved June 25, 1816. Original Acts, vol. 23, p. 89; recorded Acts, vol. 20, p. 435. See act of July 1, 1831, id., vol. 28, p. 153.]

Whereas the seat of William Pickering, Esqr., Representative from the town of Greenland, has been vacated in consequence of his acceptance of the office of Treasurer of the State, the year ensuing: And Whereas the inhabitants of said town are thereby at present deprived of the privilege of being represented in the General Court;—

Therefore,

Be it enacted by the Senate & House of Representatives in General Court convened, that the inhabitants of said Town of Greenland, qualified to vote in town meeting, are hereby authorised to choose a Representative for said Town, who shall be entitled to his seat in the General Court from the day of his election, to the end of the current political year.

And be it further enacted, that the Selectmen of said town of Greenland, for the time being, be, & they hereby are authorised & directed to call a meeting of the qualified voters of said Town, to be holden sometime between the passing of this act, & the second Wednesday of November next, (giving fifteen days notice of said meeting,) for the purpose of choosing one person duly qualified, to represent said Town as aforesaid— any Law, usage, or custom to the contrary notwithstanding.—

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
NORTHERN MUSICAL SOCIETY IN THE COUNTY OF STRAFFORD.—

[Approved June 25, 1816. Original Acts, vol. 23, p. 90; recorded Acts, vol. 20, p. 436.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel Hidden, William C. Freese, and Josiah Crosby, and their associates and those who may hereafter associate with them, their successors and assigns, be, and they hereby are erected into a body politick and corporate, by the name and style of The Northern Musical Society in the County of Strafford; and by that name may sue and be sued, prosecute and defend to final judgment and execution in any court of record, or elsewhere; and may also, ordain and establish a constitution, and agree on such by-laws as to them may appear necessary for the government of said Corporation; provided such by-laws shall not be repugnant to the constitution and laws of this State.—

And be it further enacted, That said Corporation may make, have and use a common seal, and the same at pleasure may break, alter and renew; and they are hereby made capable in law to have, purchase and enjoy to them, their successors and assigns, lands, tenements and rents, with full power to bargain, sell and dispose of the same; and may also receive subscriptions, grants and donations of personal estate, provided such real and personal estate shall not exceed in value the sum of one thousand dollars.

And be it further enacted, That the persons herein before named, or either of them, shall have full power to call the first meeting of said Corporation at such time and place as they may deem proper, by posting a notification for that purpose at a public place in the town of Sandwich, ten days before said meeting; at which, or any subsequent meeting, they may make, ordain and establish a constitution and such by-laws as they may deem proper, and choose all proper officers for governing said Corporation; who shall continue in office until others are chosen in their room; and may agree on the time and place of holding their annual meetings, and the method of calling the same and all future meetings of said Corporation. And all sums of money that shall be deemed necessary for promoting and advancing the interest and objects of said Corporation shall be raised at their annual meetings, and at no other time.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF TWO CENTS AN ACRE ON THE LAND OF
BRETTONWOODS.—

[Approved June 25, 1816. Original Acts, vol. 23, p. 91; recorded Acts, vol. 20, p. 437. Session Laws, 1815-21, p. 31.]

Be it enacted by the Senate and House of Representatives in General Court convened, That a tax of two cents on each and every acre of land in the township of Brettonwoods in the county of Coos, public rights excepted, be assessed and collected, and that it be laid out and expended in making and repairing the road and bridges in said township leading through the same from the state of Vermont to Portsmouth in this State, and the road and bridges leading from the road aforesaid to the line of Jefferson; and that the sum of four hundred dollars of said tax be expended upon the road first herein mentioned, and the residue thereof upon the road leading to Jefferson.—

And be it further enacted, That Lot Woodbury of Bethlehem, Samuel Willey of Conway, and Abel Crawford of Hart's Location be a Committee to assess and collect said tax and lay out the same in manner aforesaid; and for these purposes they are hereby vested with all the power and authority which selectmen of towns have to assess and collect State taxes.—

And be it further enacted, That the owners of land in said township, whether residents or nonresidents, shall have the privilege of working out their taxes on said roads under the direction of said committee, whose duty it shall be to superintend the same, or to appoint some suitable person for that purpose for whose faithfulness therein said committee shall be accountable, at the rate of eight cents an hour for an able bodied man, finding his own tools and diet, and for oxwork including chains, at the rate of eight cents an hour for each yoke of oxen; provided said owners be ready to perform said work when called upon for that purpose by the fifteenth day of October next.

And be it further enacted, That said Committee shall before receiving or collecting any part of said tax execute their bond in the sum of one thousand dollars to the Treasurer of the County of Coos, conditioned for the faithful performance of the duties assigned them by this act. And said Committee shall render an account of their doings to the Justices of the Circuit Court of Common Pleas for the Western Circuit to be holden within and for the County of Coos at its next session after said tax shall have been

collected and laid out as aforesaid, and at any other time when thereto required by said Court.—

And be it further enacted, That said Committee shall give public notice in the newspaper wherein by law the lands of nonresident owners are advertized for payment of taxes, on or before the first day of August next, of said assessment and leave given to the owners aforesaid to work out said tax as is herein before mentioned.—

And be it further enacted, That in case the said tax shall not be paid on or before the first day of January next, the said Committee may proceed to enforce the collection thereof in the same way and manner as selectmen of towns are by law empowered to collect state and county taxes, excepting only, that they shall not be obliged to leave an attested copy of said tax list with the Deputy Secretary for the payment of said assessment.

And be it further enacted, That it shall be the duty of said Committee to leave at the office of the Deputy Secretary a true and attested copy of all sales by them made in pursuance of this act within sixty days from the day of sale; and the proprietors and claimants of any lands sold, for the payment of said tax shall have a right to redeem the same by payment of the tax and charges incurred thereon by said sale, with twelve per centum per annum interest on the amount from the time of sale, to the Deputy Secretary, or said Committee, or either of them, within one year from the day of sale. And the Deputy Secretary is hereby authorized to demand and receive such compensation for his services, as by law he is entitled to receive in other cases of a similar nature; and he shall pay over, when requested, all monies by him received on account of said tax and interest and the redemption of said land sold as aforesaid to any one of said Committee for the benefit of any purchaser, or purchasers of any lands so redeemed; and said Committee shall pay over to such purchasers when required all monies received for their benefit.—

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO PREVENT FRAUD AND DECEPTION IN THE PACKING OF PICKLED FISH, AND IN CURING AND PACKING SMOKED ALEWIVES AND HERRINGS, AND TO REGULATE THE SIZE AND QUALITY OF THE CASKS AND BOXES, AND THE SALE AND EXPORTATION WITHIN & FROM THIS STATE.—

[Approved June 25, 1816. Original Acts, vol. 23, p. 92; recorded Acts, vol. 20, p. 439. Session Laws, 1815-21, p. 33. Laws, 1824 ed., p. 15; id., 1830 ed., p. 290. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the fifteenth day of August next, all barrels, half barrels and tierces which shall be made or used for the purpose of packing or containing pickled fish, shall be made of sound, well seasoned white oak, ash, red oak, spruce, pine or chestnut staves of rift timber, with heading of either of the said kinds of wood, sound, well seasoned, and the pine heads free from sap; said heading to be well planed; the barrels, half barrels and tierces to be well hooped with at least three hoops on each bilge, and three hoops on each chine, all of which shall be good hoops of sufficient substance; the barrel staves to be twenty eight inches in length, and the heads to be seventeen inches between the chines; and to contain not less than twenty nine, nor more than thirty gallons; & barrels, half barrels and tierces shall be branded on the side of the cask near the bung with the name of the maker or owner of said cask, and shall be made in a workmanlike manner to hold pickle; the half barrels to contain not less than fifteen gallons, and the tierces to contain not less than forty five not more than forty six Gallons. Provided, however, that nothing contained in this act shall extend to fish packed in kegs of less than ten gallons. And all boxes which shall be made for the purpose of packing smoked Alewives or Herrings, and containing the same, shall be made of good sound boards, sawed and well seasoned, the sides, top and bottom of not less than half inch boards, and the ends not less than three quarters of inch boards securely nailed with cut or wrought nails; and shall be seventeen inches in length, eleven inches in breadth and six in depth in the clear inside. And all herrings or Alewives, intended to be smoked and packed, shall be sufficiently salted and smoked, to cure and preserve the same, and afterwards closely packed in the boxes in dry weather.

Sect. 2. And be it further enacted, that there shall be an In-

spector General of all pickled fish and smoked Alewives and Herrings which shall be exported from this State, who shall be well skilled in the qualities of the same; to be appointed by the Governor and Council, and to be by them removable at pleasure; who before he shall enter on the duties of his office, shall give bonds, with sufficient sureties to the Treasurer of this State, in the penal sum of Two thousand dollars for the faithful discharge of his duty, and shall be sworn faithfully to perform the same. And such Inspector General shall have power, when so qualified, to appoint deputy Inspectors (who shall be removable by him at pleasure) in every town in this State, where it shall be deemed necessary to pack such fish for exportation, for whose official conduct he shall be answerable, and shall take bonds from them to himself and successor in office, with sufficient sureties, in a sum not exceeding one thousand dollars; and the said Deputies shall also be sworn to the faithful discharge of their duty.

Sec. 3. And be it further enacted, that it shall be the duty of the Inspector General or his deputy, or one of them, to see that salmon, mackerel, shad, alewives or herrings and all other kinds of split pickled fish, or fish for barreling, intended for exportation have been well struck with salt or pickle, in the first instance, and preserved sweet, free from rust, taint or damage. And such fish as are in good order, & of a good quality, shall be packed in tierces, barrels and half barrels; the tierces shall contain three hundred pounds, the barrels shall contain two hundred pounds, and the half barrels one hundred pounds of fish each, and the same shall be packed with good and clean salt, suitable for the purpose; and said casks, after being packed and headed up with the fish, and sufficient salt to preserve the same, shall be filled up with a clear strong pickle, and shall be branded Salmon, Mackerel, shad, Alewives or Herrings (or as the case may be;) those of the best quality caught in the right season, to be most approved, and free from damage, shall be branded Cargo, N^o 1; those which remain after the best have been selected, being sweet and free from taint, rust or damage shall be branded Cargo N^o 2, and there shall be a third quality which shall consist of the thinnest and poorest of those that are sweet and wholesome, which shall be branded Cargo N^o 3. And the inspector shall also brand in plain, legible letters, on the head of each & every cask in which inspected merchantable fish or whole fish are packed, or repacked, the initials of his christian name, with his surname at large, the name of the town for which he is appointed and N.H. annexed for New Hampshire. Each cask shall be filled with fish, of one and the same kind, and if any person shall intermix, take out or shift, any inspected fish, which are packed and branded as aforesaid, or put in other fish, for sale or exportation, contrary to the true intent and meaning of this act, he or they shall forfeit and pay five dollars for each and every pack-

age or box so altered; Provided however, if any casualty shall render it necessary to repack a cask or box of inspected fish, it may in all cases be done by an inspector of such fish. And if any person shall sell or export or cause to be sold or exported, within or from this State, any tainted or damaged pickled fish, or smoked Alewives or Herrings, he shall forfeit and pay three dollars for every hundred weight of such pickled fish, and one dollar for each box of such smoked Alewives or Herrings that shall be thus sold or exported. And all smoked Alewives or Herrings shall be divided and sorted by the inspector or his Deputy, and denominated according to their quality First Sort and Second Sort. The first sort shall consist of all the largest and best cured fish; the second sort of the smaller, but well cured fish; and in all cases the following shall be taken out as *refuse*; all those which are belly-broken, tainted, scorched or burnt, slack salted, or not sufficiently smoked. And each box of Alewives or Herrings, so inspected, shall be branded on the top by the inspecting officer, with the first letter of the christian name and the surname, at length, of the Inspector who inspected the same, and in like manner the name of the owner thereof, with the name of the town where it was inspected, with the addition of N. H. and also with the quality of *first sort*, or *second sort*, and also with the month and year on which they were so branded.

Sect. 4. And be it further enacted, That all small fish which are usually packed whole, with dry salt, shall be put in good casks, of the size and materials mentioned in the first section of this act; said fish shall be packed close edgewise in the cask, and well salted; the casks shall be filled full with the fish and salt, putting no more salt with the fish than is necessary for their preservation; and the inspector shall brand all the casks containing such inspected whole fish, with the name of the fish, and the quality as described in the third section of this act.—

Sec. 5. And be it further enacted, that no pickled fish or smoked Alewives or Herrings shall be exported from this State, in casks or boxes by water, unless the master or owner of the vessel shall produce to the collector, or other officer authorized by the United States to clear out vessels, a certificate from the inspector or his Deputy, that the same have been inspected packed and branded according to the directions of this act; and the certificate shall express the number of barrels, half barrels, tierces and boxes thus shipped, the kind and quality of the fish they contain; with the name of the master or owner, and the name of the vessel in which such fish are received for exportation; and every such master or owner shall take and subscribe the following oath, or an affirmation to the same effect, before the officer authorized as aforesaid I A.B. do swear according to the best of my knowledge and belief the certificate hereunto annexed contains the whole quantity

of pickled and barreled fish (or smoked Alewives or Herrings, as the case may be) on board the _____, _____, master, and that no fish is shipped on board said vessel for the Ship's company, or on freight or cargo, but what is inspected and branded according to the law of this State— So help me GOD.

Sec. 6 And be it further enacted, that if any master of a vessel or other person shall put or receive on board any vessel or other carriage or conveyance, to transport the same from this State, any pickled or whole fish, or any smoked Alewives or Herrings, packed in casks or boxes which are not inspected and branded, in manner by this act prescribed, he or they, on conviction, shall forfeit and pay not less than two dollars nor more than ten dollars for each and every hundred pounds of pickled or whole fish, and one dollar for each box of smoked Alewives or Herrings, so uninspected.

Sec. 7. And be it further enacted, that the Inspector General and his Deputies shall be paid for each certificate for exportation twenty five cents, and for inspecting and branding each & every cask and box of fish as directed by this act; for each tierce fourteen cents; for each barrel eleven cents; for each half barrel eight cents, exclusive of the labor of packing and coopering; and four cents for each box. The charge for certificates, inspecting and branding shall be paid by the exporter or purchaser, in addition to the purchase or cost of the fish; and bills for the legal fees of inspection and certificates, shall, in the first instance, be paid by the original owner of the fish, or by the person employing the inspector; and all such owners or employers are hereby empowered to demand and recover the amount of said Bills from the subsequent purchaser or exporter. And the inspector General shall be entitled to receive from each and every deputy he shall appoint three cents for each tierce, three cents for each barrel, two cents for each half barrel, and one cent for each box, which said Deputies shall inspect and brand agreeably to the direction of this act; and it shall be the duty of each Deputy Inspector to make return to the Inspector General, once in six months of all the tierces, barrels, half barrels and boxes which he has inspected and branded during that time; and it shall be the duty of the Inspector General annually in the month of January, to make return to the Governor and Council, of all the fish of every kind both in casks and boxes which have been inspected by him, and by his deputies, during the past year.—

Sec. 8. And be it further enacted, that if the inspector General, or either of his Deputies, shall brand any cask or box the contents of which he has not inspected, packed, salted, coopered and nailed, according to the true intent and meaning of this act, or if he shall permit any other person to use his brands, in violation or evasion thereof, he or they so offending shall forfeit and pay for every cask or box so branded the sum of twenty dollars, and be moreover liable to be removed from office.

Sec. 9. And be it further enacted, that if any pickled or barreled fish or smoked Alewives or Herrings as aforesaid, shall be put on board any boat, vessel or carriage of conveyance, with intent to sell or export the same, contrary to the provisions of this act, it shall be lawful for any Justice of the peace in the same county, upon information given him, to issue his warrant to the Sheriff or his Deputy, or to any constable of the town in which said boat, vessel or carriage may be, requiring them respectively to seize and secure said fish, and carry them to the inspector General or one of his Deputies, whichever may be nearest to the place where said vessel, boat or carriage may be; and said Inspector General, or Deputy Inspector is hereby required to open and inspect, and to pack and brand the same, as is before provided in this act, and to detain the same until the expense and charges of seizure, inspection, packing, and all other charges arising from such seizure, shall be paid; and it shall be the duty of every person, when required, to give his necessary aid to the officer having said warrant, on pain of forfeiting five dollars for his refusal.

Sec. 10. And be it further enacted, that all shelled clams, or other shelled fish, used for fish bait, hereafter offered for sale, shall be put in barrels or half barrels of the description mentioned in the first section of this act; and the casks shall be filled full and salted sufficient to preserve the same; and any person who shall offer for sale such aforesaid shell fish, which are not packed agreeably to the provisions of this act, shall forfeit and pay for each offence two dollars.

Sec. 11. And be it further enacted, that all persons within this State who shall have fish for packing and pickling either in bulk, casks or boxes to the amount of twenty barrels, or forty boxes in one season, shall furnish the Inspector General or one of his Deputies, with a branding iron, containing the first letter of the owners christian name and his surname at large; and the inspector General or his Deputies shall cause the names of such owners to be fairly branded on the head of every cask and on one end of every box of their inspected fish; and if any such owner of fish shall refuse or neglect to furnish such brand, he shall forfeit and pay for such neglect or refusal not less than two dollars, not more than four dollars; and all kinds of pickled fish which are packed in tierces, barrels or half barrels and smoked Alewives or Herrings packed in boxes for consumption within this State, and which are not subjected to be inspected and branded as provided for exportation, shall, however, be packed with only one kind of fish in each cask or box, and there shall be the same weight in each cask as is provided by the third section of this act, and for intermixing different kinds of fish in the same cask or box, or for short weight in any cask, the owners or venders shall be subjected to the same penalties and forfeitures, as are provided by this act, for the like offence, in the inspected pickled fish and smoked Alewives or Her-

rings; and all penalties and forfeitures arising by virtue of this act, shall be recovered by action of Debt, or by information, in any court proper to try the same, one moiety thereof for the use of the town wherein the offence shall be committed, and the other moiety to him or them, who shall inform or sue for the same.—

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH THE PRINTING OF ALL NOTIFICATIONS AND ADVERTISEMENTS, FOR THE SALE OF NON-RESIDENT LANDS, IN THE NEW HAMPSHIRE PATRIOT, PRINTED AT CONCORD, IN THE COUNTY OF ROCKINGHAM—

[Approved June 25, 1816. Original Acts, vol. 23, p. 93; recorded Acts, vol. 20, p. 446. Session Laws, 1815-21, p. 39. Laws, 1824 ed., p. 20. This act repeals the act of June 24, 1814, *ante*, p. 357. See act of June 18, 1874, Session Laws, 1874, Chap. 3; also act of July 10, 1874, *id.*, Chap. 105.]

Be it enacted by the senate and house of representatives, in general court convened, That from and after the first day of September next, all notifications and advertisements, which were, by an act of this State passed on the tenth day of December, AD 1796, entitled, "An act for taxing the lands and buildings of non-residents," required to be published in the New Hampshire Gazette, shall be inserted, agreeably to the provisions of said act, in the New Hampshire Patriot, printed at Concord, in the County of Rockingham—

And be it further enacted, that the act, entitled, "an act, to establish the Printing of all Notifications and Advertisements, for the sale of Non-resident lands, in the Concord Gazette printed at Concord, in the County of Rockingham," passed June 24, 1814, be, and the same is hereby repealed

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT, FOR THE ENCOURAGEMENT OF MANUFACTURES.

[Approved June 26, 1816. Original Acts, vol. 23, p. 94; recorded Acts, vol. 20, p. 447. Session laws, 1815-21, p. 39. Laws, 1824 ed., p. 230. See act of December 22, 1808, Laws of New Hampshire, vol. 7, p. 770; also act of June 22, 1814, *ante*, p. 333.]

Be it enacted by the senate and house of representatives, in general court convened, That the capital stock employed in each and

every manufactory now established in this State, for the manufacturing of Cotton yarn and cotton cloth, of woollen yarn and woollen cloth, and of salt, shall be exempted from taxation, for the term of two years, from and after the passing of this act, provided said capital stock so employed, and exempted, shall not exceed the sum of ten thousand dollars, in any one manufactory so established.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY OF LIGHT INFANTRY IN THE TOWN OF CONCORD.—

[Approved June 26, 1816. Original Acts, vol. 23, p. 95; recorded Acts, vol. 20, p. 448. Session Laws, 1815-21, p. 40.]

Whereas Josiah Rogers, Moses Long, Elliot Chickering, and others, have petitioned the General Court, setting forth, that they have associated for the purpose of forming themselves into a Military Company in Concord, by the name of the Concord Light Infantry, and praying that they and their associates, and those who may hereafter associate with them, may be incorporated into a Company by the name and style aforesaid;—which petition appearing reasonable—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That Josiah Rogers, Moses Long, and Elliot Chickering, with their associates, and those who may hereafter associate with them, be, and they hereby are incorporated into a Company by the name of the Concord Light Infantry; which Company shall be annexed to the eleventh Regiment of Militia in this State and subject to the command of the Field officers of the same; provided nevertheless, that said Company shall not at any one time consist of more in number than forty eight rank and file.

And be it further enacted, That Moses Long and Elliot Chickering, or either of them, shall call the first meeting of said Company, as soon as may be, by giving personal notice to, or leaving an attested notification with the members thereof, one day at least prior to said meeting; and at said meeting said Company shall choose a Clerk and such other officers as they may think proper; and may then, or at any subsequent meeting duly notified, by a majority of those present, make and establish such rules and by-laws, and annex such penalties to the breach thereof, as to them may seem necessary: provided such rules and by-laws are not repugnant to the constitution and laws of this State.—

And be it further enacted, That such election as aforesaid of the officers necessary for the regulation and government of said Com-

pany, certified by the Clerk thereof and approved by the Field officers of the Regiment, shall be deemed a sufficient recommendation for his Excellency the Governor to commission said officers. And all vacancies that may happen in said Company shall be filled in like manner, by an election duly made by the members of said Company, certified by the Clerk, approved by the Field officers, and thereupon commissioned by the Governor as aforesaid.—

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT TO EXEMPT FROM TAXATION FOR A LIMITED TIME THE FLINT GLASS FACTORY AT KEENE, AND CERTAIN WORKMEN EMPLOYED THEREIN FROM MILITARY DUTY.

[Approved June 26, 1816. Original Acts, vol. 23, p. 96; recorded Acts, vol. 20, p. 449. Session Laws, 1815-21, p. 41. See act of December 16, 1820, *post.*]

Whereas Henry R. Schoolcraft and Nathaniel Sprague, manufacturers of Flint Glass, have petitioned the General Court, setting forth, that they have at considerable expense and risque erected at Keene in said State, a building and other works for the manufacture of that useful article, and praying for aid and encouragement in their said undertaking—

Wherefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That the building and works now erected at Keene for the manufacture of Flint Glass, and owned by Henry R. Schoolcraft and Nathaniel Sprague, and such building or buildings and other works as may hereafter be erected in connexion therewith for the manufacture of said article at said Keene, and so much land adjoining thereto as may be necessarily used for woodyards and otherwise to accommodate said works, not exceeding three acres, together with the stock actually employed in their said Factory, whether said property be owned by said Schoolcraft and Sprague, or either of them, or by any other person or persons, be, and the same is hereby exempted from taxation for the term of five years from the passing hereof; provided however that the amount of property, so exempted, do not exceed ten thousand dollars in value.

And be it further enacted, That the workmen employed in said Factory of the following occupations—that is to say—one master stoker, two common stokers, two wood-dryers, one calciner, one pot-maker, and the blowers, are hereby declared to be exempt from military duty while employed in their respective occupations, and employments aforesaid in said Factory.—

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO THE LAWS NOW IN FORCE FOR THE "EASE & RELIEF OF PERSONS IMPRISONED FOR DEBT."—

[Approved June 26, 1816. Original Acts, vol. 23, p. 97; recorded Acts, vol. 20, p. 451. Session Laws, 1815-21, p. 42. Laws, 1824 ed., p. 21. See acts of February 15, 1791, Laws of New Hampshire, vol. 5, p. 704; June 13, 1796, id., vol. 6, p. 321; December 13, 1796, id., p. 372; November 30, 1803, id., vol. 7, p. 167; December 23, 1808, id., p. 785; June 21, 1811, *ante*, p. 50; and June 23, 1814, *ante*, p. 343. See also acts of January 13, 1837, Session Laws, 1837, Chap. 275, and July 4, 1838, id., 1838, Chap. 370. Imprisonment for debt was abolished by the act of December 23, 1840, id., 1840, Chap. 547.]

Be it enacted by the Senate and House of Representatives in General Court convened, that any person now committed, or who may hereafter be committed to prison on execution issued upon a judgment founded on action or plea of Trespass, ejectment, trover, or trespass on the case, shall be permitted to have a chamber & lodging in any of the houses or apartments belonging to such prison, & liberty of the prison yard, on complying with the terms & conditions, & on giving bond in the manner prescribed by law, for the ease & relief of persons imprisoned on Execution founded on action or plea of "debt, covenant, contract or promise."—

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO ENFORCE THE SATISFACTION AND PAYMENT OF EXECUTIONS AGAINST CERTAIN CORPORATIONS—

[Approved June 27, 1816. Original Acts, vol. 23, p. 98; recorded Acts, vol. 20, p. 451. Session Laws, 1815-21, p. 42. Laws, 1824 ed., p. 23; id., 1830 ed., p. 99. See act of June 26, 1827, Session Laws, 1827, Chap. 15; also act of June 22, 1832, id., 1832, Chap. 86. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1 Be it enacted by the Senate and house of Representatives in General Court convened, That whenever any judgment has been, or may hereafter be recovered in any court of law against any turnpike, bridge, Canal, or other company incorporated by law with power to receive toll, the franchise of such corporation, with all the privileges and immunities thereof, so far as relates to the right of demanding and receiving toll, as well as other corporate property, either real or personal, shall be liable to the satisfaction

and payment of such judgment, and may be taken and sold on execution at public vendue, the officer first giving notice of the time and place of Sale, by posting up a notification thereof in any town, district or plantation in which the clerk, Treasurer, or any of the directors of said Corporation may dwell, thirty days at least before the time of sale, and also by causing an advertisement expressing the name of the creditor, the amount of the said execution, and the time and place of sale, to be inserted three weeks successively in some public newspaper, published in any county in which either of the aforesaid officers of said corporation may dwell (if any such news-paper shall be there printed) the last publication to be at least four days before the day of sale.—

Sec. 2. And be it further enacted, that in the sale of such franchise any person who will pay and satisfy said execution, and all legal fees & expences thereon, in consideration of being entitled to receive to his own use for the shortest period of time, all such toll as the said corporation may by law be entitled to demand and receive, shall be considered as the highest bidder, and the same shall be struck off to him accordingly; and the officer's return on said execution shall transfer to the purchaser all the privileges and immunities, which by law belonged and appertained to said corporation, so far as relates to the right of demanding and receiving toll, and said officer shall immediately after such sale be authorized and empowered to deliver to said purchaser possession of all the toll houses and gates belonging to said Corporation within the precinct of such officer, and the said purchaser shall thereupon be entitled to demand and receive to his own use all the toll which may accrue within the time limited by the term of his purchase, in the same manner and under the same regulations as the said corporation was before authorized to demand and receive the same. Provided however, that the said corporation shall in all other respects retain the same powers, be bound to the discharge of the same duties, and liable to the same penalties and forfeitures, as before belonged to and were required of them by law.—And provided also that if the said corporation shall at any time within three months from the time of such sale, pay over or tender to said purchaser such sums of money as he may have paid in satisfaction of said execution with twelve per cent. interest thereon, in addition to the toll which he may have received, then said franchise, and all the rights privileges and immunities thereof, shall revert to said corporation, and shall in all respects belong and appertain to them, as if the same had not been sold as aforesaid.

Sec. 3. And be it further enacted that all the rights, privileges and immunities aforesaid shall be liable to attachment on mesne process, and when such attachment shall be made, or other service of mesne process shall be made, on any of the corporations aforesaid, the officer serving the same shall leave an attested copy of

said process and his return thereon, with the clerk, Treasurer or some one of the Directors of said corporation, thirty days at least before the day of setting of the Court to which the same may be returnable.—

Sec. 4. And be it further enacted, that the officer who may levy any execution by virtue of this act, shall be authorized to adjourn the vendue from time to time, not exceeding ten days at any one time, until the sale shall be completed.—

Sec. 5. And be it further enacted, that all proceedings under the authority of this act, may be had in any County in which either the Creditor or the President, either of the Directors, the Treasurer, or Clerk of said Corporation, may reside or dwell.—

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT REPEALING CERTAIN ACTS THEREIN MENTIONED, RELATING TO THE JUDICIARY, AND MAKING FURTHER PROVISION FOR THE ADMINISTRATION OF JUSTICE.

[Approved June 27, 1816. Original Acts, vol. 23, p. 99; recorded Acts, vol. 20, p. 454. Session Laws, 1815-21, p. 44. Laws, 1824 ed., p. 173. This act repeals the acts of June 24, 1813, and November 5, 1813, *ante*, pp. 251, 276. See act of June 21, 1811, *ante*, p. 49.]

Sect. 1. Be it enacted by the Senate and House of Representatives, in General Court convened that the act entitled "An Act establishing a Supreme Judicial Court and Circuit Courts of Common Pleas," passed the twenty fourth day of June, Anno Domini 1813, and also an act, entitled "An Act in addition to an act, entitled an act, establishing a Supreme Judicial Court and Circuit Courts of Common Pleas," passed the fifth day of November, Anno Domini 1813, be and the same are hereby repealed.—And that all acts, and parts of acts, repealed by the several acts aforesaid, be and the same are hereby revived and declared to be in full force, except such acts only, and parts of acts, as are inconsistent with the provisions of this act.

Sect. 2. And be it further enacted, that all judgments, orders, pleadings, records, processes, proceedings, matters and things, whatsoever, now existing and remaining in said Supreme Judicial Court, shall be, and the same hereby are transferred to the Superior Court of Judicature, and may be proceeded on, enforced and carried into execution in said Superior Court of Judicature; and writs of review, scire facias, and all other writs, processes, and proceedings whatsoever, founded thereon, or concerning the same, shall be had, sustained, taken cognizance of, prosecuted, tried and deter-

mined, in said Superior Court of Judicature, in like cases, and in the same manner, as if the same had been judgments, orders, pleadings, records, processes, proceedings, files and matters of or in the said Superior Court of Judicature; and all such records and files shall be considered as records and files of the said Superior Court of Judicature to every intent and purpose.

Sect. 3. And be it further enacted, that all writs, recognizances, warrants, complaints, and every other matter and thing, that should, after the passing of this act, be returned to, or entered at the Supreme Judicial Court, at the times and places appointed by said act, establishing a Supreme Judicial Court, and Circuit Courts of Common Pleas—And all parties and persons, that may be required, or directed to appear and attend, at the aforesaid times and places of holding the aforesaid Supreme Judicial Court, and all actions, matters and suits, that may be pending in the said Supreme Judicial Court, on the day of passing this act, shall be returned to, entered, appear and attend, have day in, be tried and determined, in the Superior Court of Judicature, at the respective times, and places by law established for holding the same.

Sect. 4. And be it further enacted, that all judgments rendered in said Supreme Judicial Court, and which shall be open to review at the time of the passing of this act, may be reviewed in the Superior Court of Judicature, in the same manner, as judgments rendered in the said Superior Court of Judicature may be reviewed.

Sect. 5. And be it further enacted, that from and after the expiration of six months from the time of the passing of this Act, the records of the Superior Court of Judicature for the several Counties in this State, shall be kept in their respective Counties.

Sect. 6. And be it further enacted, that the Judges of the Superior Court of Judicature shall appoint a Clerk in each County in this State, to keep the records, and discharge all the duties of a Clerk of the Superior Court of Judicature for such County; and that until clerks shall be so appointed in the several counties in this State, and qualified to discharge the duties of their respective offices, the Judges of the Superior Court of Judicature, or any two of them, are hereby authorized, and empowered by writing, under their hands and seals, to appoint a Clerk of the Superior Court of Judicature, who shall receive of the Clerk of the Supreme Judicial Court, the records and files of the Superior Court of Judicature, and of the Supreme Judicial Court, in his keeping; and shall do and perform all the duties of a Clerk of the Superior Court of Judicature in the several counties in this State; and it shall be the duty of the Clerk of the Supreme Judicial Court, to deliver over to the clerk of the Superior Court of Judicature, so to be appointed, the records and files of the said Superior Court of Judicature, and Supreme Judicial Court, in his keeping. And it shall be the duty of the said Clerk of the Superior Court of Judicature, to deliver

the records and files appertaining to each county in this State, to the Clerk of such county when duly appointed and qualified for said office.

Sect. 7. And be it further enacted, that for the better reorganization of the Courts of Common Pleas, the State shall be, and hereby is divided into two districts, to be limited as follows, to wit, the first District to consist of the Counties of Rockingham, Strafford and Hillsborough; and the second District to consist of the Counties of Cheshire, Grafton and Coos; and that in and for each district, a person of Knowledge and integrity, skilled in the law, and an inhabitant of the district, shall be appointed and commissioned by the Governor and Council, to be Chief Justice of the Courts of Common Pleas within such district; and that two persons, inhabitants of the counties for which they shall be commissioned, shall be appointed associate Justices of the Courts of Common Pleas, in and for each and every of the counties of this State; which said Chief Justice and associate Justices, shall have and execute all and singular, the powers, jurisdiction and authority, which the Courts of Common Pleas had and executed before the passing of the act, entitled "An Act establishing a Supreme Judicial Court and Circuit Courts of Common Pleas," passed June 24th, Anno Domini 1813—and that any two of the Justices of said Court of Common Pleas in the several and respective counties shall be a quorum.

Sect. 8. And be it further enacted, that all actions, suits, matters and things, which are pending in the several circuit Courts of Common Pleas, in this State, and all writs, executions, warrants, recognizances, appeals, and processes, which may issue previous to the first day appointed for the several and respective courts of Common Pleas meeting in their respective counties returnable to, and which would have had day therein, had not this act been made, shall be returnable to, transferred, have day in, be fully acted upon, heard and determined by the Courts of Common Pleas, as herein established. And all parties, jurors witnesses and others, who are, or would have been, holden to appear at the several Circuit Courts of Common Pleas, hereafter to have been holden in this State, had not this act been past, shall be holden to appear at the next Courts of Common Pleas for the respective counties, at the times and places for holding the same, as established by this act.

Sect. 9. And be it further enacted, that all judgments rendered in the Circuit Courts of Common Pleas, in the several Counties in this State, which might by law (had not this act been passed) have been reviewed in said Circuit Court of Common Pleas, may be reviewed, or have a new trial in the Court of Common Pleas, established by this Act, in the County in which such judgment was rendered, at any time within three years from the time of the rendition of such judgment.

Sect. 10. And be it further enacted, that all the records and files of the said Circuit Courts of Common Pleas, in the several Counties in this State, shall be considered as records and files of the Courts of Common Pleas in their respective counties, as hereby constituted, to every intent and purpose.—And the Courts of Common Pleas, hereby established, shall in their respective counties, have full power and authority to grant writs of execution, to carry into effect any judgment rendered in the Circuit Courts of Common Pleas, in the respective counties in this State, in the same manner as the said Circuit Courts of Common Pleas might have done, had not this act been passed.—And the Clerks of the said Circuit Courts of Common Pleas, shall be considered Clerks of Courts of Common Pleas, in their respective counties; and shall do and perform all the duties incident to said office in their respective counties, until the Justices of the Courts of Common Pleas shall appoint other Clerks; and the same are duly qualified to discharge the duties of their respective offices; upon which, it shall be the duty of said Clerks of the Circuit Courts of Common Pleas, to deliver over to the Clerks of the Courts of Common Pleas for their respective counties, all the records and files of the said Circuit Courts of Common Pleas, and all the records and files of the Court of Common Pleas, as established before the 24th day of June, 1813.

Sect. 11. And be it further enacted, that the several and respective courts of Common Pleas as by this act established, shall have final and conclusive jurisdiction of all pleas and actions, wherein the sum demanded in damages, shall not exceed fifty dollars, except that in which the title of real estate is drawn in question; so that no appeal shall be granted in such personal actions, as aforesaid, unless the plaintiff's demand shall exceed the sum of fifty dollars; and whenever the plaintiff shall demand more than fifty dollars, and shall not by the judgment of the Superior Court of Judicature on the appeal thereof recover a larger sum than fifty dollars, the defendant shall recover his legal cost arising in such action after the appeal thereof; unless such appeal was made by the defendant, in which case the plaintiff shall be entitled to, and recover cost, after making such appeal—And all actions whereof the Courts of Common Pleas, as by this act established, shall have final and conclusive jurisdiction, may be reviewed within the same time and in the same manner that actions may be reviewed hereafter in the Superior Court of Judicature, as reestablished by this act.

Sect. 12. And be it further enacted, that the Justices of the Courts of Common Pleas hereby established shall receive the same compensation for their services as the Justices of the former Courts of Common Pleas received by an act entitled "An Act in addition to and in amendment of an act, entitled an act for establishing Courts of Law and designating their powers and regulating their

proceedings in certain cases, passed December 8. 1804.—Provided nevertheless, that the Chief Justice of the Court of Common Pleas, in each of said Districts, shall not receive for his services in any one County of this state, more than two hundred dollars per annum; and that no associate Justice of said Court shall receive for his services, more than two hundred dollars per annum.—And the residue of their respective proportions of fees for entries, if any, shall be paid by the Clerks of said Courts, to the respective County Treasurers.

Sect. 13. And be it further enacted, that the Courts of Common Pleas hereby established shall respectively be holden at the same times and places as established for holding the Circuit Courts of Common Pleas by an act entitled “An Act establishing a Supreme Judicial Court and Circuit Court of Common Pleas, passed June 24. 1813.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO AMEND THE CHARTER AND ENLARGE AND IMPROVE THE CORPORATION OF DARTMOUTH COLLEGE.

[Approved June 27, 1816. Original Acts, vol. 23, p. 100; recorded Acts, vol. 20, p. 460. Session Laws, 1815-21, p. 48. See additional acts of December 18, 1816, and December 26, 1816, *post.*]

Whereas knowledge and learning generally diffused through a Community are essential to the preservation of a free Government, and extending the opportunities and advantages, of education is highly conducive to promote this end; And by the Constitution it is made the duty of the Legislators and Magistrates to cherish the interests of Literature and the Sciences, and all seminaries established for their advancement—And as the College of this State may in the opinion of the Legislature be rendered more extensively useful—

Therefore

Sect. 1. Be it enacted by the Senate and house of Representatives in General Court convened, that the Corporation heretofore called & known by the name of the Trustees of Dartmouth College, shall ever hereafter be called and known by the name of the Trustees of Dartmouth University—And the whole number of said Trustees shall be twenty one—a majority of whom shall form a quorum for the transaction of business—and they and their successors in that capacity as hereby constituted shall respectively forever have hold use exercise and enjoy all the powers authorities, rights, property, liberties privileges and immunities, which

have hitherto been possessed, enjoyed and used by the Trustees of Dartmouth College—except so far as the same may be varied or limited by the provisions of this Act—and they shall have power to determine the times and places of their Meetings and manner of notifying the same, to organize Colleges in the University—to establish an Institute and elect fellows and members thereof—to appoint such officers as they may deem proper, and determine their duties and compensation. And also to displace them, to delegate the power of supplying vacancies in any of the Offices of the University, for any term of time not extending beyond their next meeting—to pass ordinances for the government of the Students with reasonable penalties not inconsistent with the Constitution and Laws of this State to prescribe the course of education and confer degrees, and to arrange, invest & employ the funds of the University—

Sect^t 2.—And be it further enacted, that there shall be a Board of Overseers who shall have perpetual succession, and whose number shall be twenty five fifteen of whom shall constitute a quorum for the transaction of business—the President of the Senate and the Speaker of the House of Representatives of Newhampshire—the Governor and Lieutenant Governor of Vermont for the time being shall be members of said Board—Ex Officio The Board of Overseers shall have Power to determine the times and places of their meetings, and manner of notifying the same—to inspect and confirm or disapprove & negative such votes and proceedings of the board of Trustees, as shall relate to the appointment and removal of President, Professors and other permanent Officers of the University and determine their Salaries—to the establishment of Colleges and Professorships and the erection of new College buildings—Provided always that the said negative shall be expressed within sixty days from the time of said Overseers, being furnished with Copies of such Acts—Provided also, that all votes and proceedings of the board of Trustees shall be valid and effectual to all intents and purposes, until such negative of the Board of Overseers be expressed according to the provisions of this Act.—

Sect. 3. And be it further enacted, that there shall be a Treasurer of said Corporation, who shall be duly sworn, and who, before he enters upon the duties of his Office, shall give bonds, with sureties to the satisfaction of the Corporation for the faithful performance thereof—and also a secretary to each of the Boards of Trustees & Overseers, to be elected by the said Boards respectively—who shall keep a just and true record of the proceedings of the Board for which he was chosen, and it shall furthermore be the duty of the secretary of the Board of Trustees to furnish as soon as may be the said Board of Overseers, copies of the Records of such votes and proceedings, as by the provisions of this Act are made subject to their revision and controul.

Sect. 4. Be it further enacted that the President of Dartmouth University, and his Successors in Office, shall have the superintendence of the government and instruction of the Students and may preside at all meetings of the Trustees; and do and execute all the duties, devolving by usage on the President of a University.—He shall render annually to the Governor of this State an account of the number of students, and of the State of the funds of the University; and likewise copies of all important votes and proceedings of the Corporation and Overseers, which shall be made out by the Secretaries of the respective boards.—

Sect. 5.—Be it further enacted, that the President and Professors of the University shall be nominated by the Trustees and approved by the Overseers; and shall be liable to be suspended or removed from office in manner as before provided. And each of the two Boards of Trustees and Overseers shall have power to suspend and remove any member of their respective Boards.

Sect. 6. Be it further enacted, that the Governor and Council are hereby authorized to fill all vacancies in the Board of Overseers, whether the same be original vacancies or are occasioned by the death resignation or removal of any member. And the Governor and Council in like manner shall by appointments as soon as may be, complete the present board of Trustees to the number of Twenty one, as provided for by this act, and shall have power also to fill all vacancies that may occur previous to or during the first meeting of the said Board of Trustees. But the President of said University for the time being shall nevertheless be a member of said Board of Trustees *ex officio*. And the Governor & Council shall have power to inspect the doings and proceedings of the Corporation, & of all the Officers of the University, whenever they deem it expedient—And they are hereby required to make such inspection & report the same to the Legislature of this State as often as once in every five years—And the Governor is hereby authorized and requested to summon the first meeting of the said Trustees and Overseers to be held at Hanover on the 26th day of August next.—

Sect. 7. Be it further enacted, that the President & Professors, of the University, before entering upon the duties of their Offices, shall take the Oath to support the Constitution of the United States and of this State; certificates of which shall be filed in the office of the Secretary of this State, within sixty days from their entering on their offices respectively.—

Sect. 8. Be it further enacted, that perfect freedom of religious opinions shall be enjoyed by all the officers and students of the University; and no Officer or student shall be deprived of any honors, privileges or benefits of the Institution, on account of his religious Creed or belief. The Theological Colleges which may be established in the University shall be founded on the same prin-

ciples of Religious freedom; and any man or body of men shall have a right to endow Colleges or Professorships of any sect of the Protestant Christian Religion: And the Trustees shall be held and obliged to appoint professors of Learning and Piety of such sects according to the will of the Donors.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO INCORPORATE THE MAYHEW TURNPIKE CORPORATION.

[Approved June 27, 1816. Original Acts, vol. 23, p. 101; recorded Acts, vol. 20, p. 460. The act referred to is dated December 29, 1803, Laws of New Hampshire, vol. 7, p. 241. See also act of December 30, 1805, id., p. 483.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Mayhew Turnpike corporation be and hereby is authorised and empowered to purchase and hold in fee simple a tract of land situated near their toll gate in Brid-water not exceeding three acres.

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE DANIEL NORRIS AND OTHERS INTO A SOCIETY BY THE NAME OF THE FIRST CONGREGATIONAL SOCIETY IN RAYMOND—

[Approved June 27, 1816. Original Acts, vol. 23, p. 102; recorded Acts, vol. 20, p. 465.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Daniel Norris, Ebenezer Cram, Phinehas Gilman, James Norris, Sherburne Blake, Alexander McCluer, John Norris, Chase Osgood, Phinehas Trull, Ebenezer Cram Jr, Jonathan Cram, Henry Osgood, Timothy Osgood, John Dearborn Jr, Stephen Osgood, Thomas Patten, Levi Page, Josiah Tilton, Jonathan Cram Jr Josiah Brown, John Moor, Jedediah Nay, Thomas Wason, Ezekiel Lane, David Lane, Samuel Nay Jr—Samuel Nay, Abraham Hodgkins, David Brown, Reuben Tilton, Josiah Fogg, Levi Brown, Daniel Tilton, Daniel Robie, Eliphalet Folsom, Jonathan Folsom, Francis Folsom, Jonathan Lane, Thomas Dear-

born, Simon Page, Jeremiah Bennet and Ebenezer Prescott and their associates, with such others as may hereafter be admitted, into said Society, be, and they hereby are made and erected into a body politic and corporate, to have continuance and succession forever by the name and style of The First Congregational Society in Raymond, and by that name may sue and be sued, plead and be impleaded, prosecute and be prosecuted, defend and be defended to final judgment and execution; and they are hereby vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate not exceeding three thousand Dollars for the use and benefit of said Association, and may have and use a common seal, and the same at pleasure may break, alter and renew; and may ordain and put in execution such By-laws and ordinances as to them shall appear necessary and convenient for the government of said Corporation. Provided such By-laws and Ordinances are not repugnant to the Constitution and laws of this State

Sec. 2. And be it further enacted, That said Corporation be and they hereby are authorised and empowered to erect, build, finish and keep in repair, at any future period, a house or houses of public worship in said Raymond, and may assess and collect taxes for that purpose, and for the purpose and design of supporting a gospel Minister in said town, or for any other purposes not inconsistent with the intention of this Act, as said Association may, hereafter, in legal meeting agree.

Sec. 3. And be it further enacted that the first meeting of said Corporation shall be holden at said Raymond at such time and place as shall be agreed on by the aforesaid Daniel Norris, Phinehas Gilman and Sherburne Blake or either two of them who are hereby authorised and empowered to warn the same by posting a notification for that purpose under their or any two of their hands and seals at the meeting house in said Raymond at least fifteen days prior to the day of meeting and who shall preside in said meeting until a Moderator shall be chosen; at which meeting said Corporation may choose all such Officers and Committees as may be thought necessary for the orderly conducting the affairs of said Corporation who shall be duly sworn and continue in office until others are chosen and sworn in their room. And said Corporation may assemble as often as may be found necessary for filling up any vacancies which may happen in said offices and for transacting any other business relative to their Corporation, and may assess and collect all sums of money proper for carrying the designs of the Corporation into execution, and for defraying the contingent expenses of the same, and shall do and transact all other business necessary to be done and transacted for the benefit of said Society.

Sec. 4. And be it further enacted, That the annual meeting of

said Corporation shall be holden at Raymond aforesaid on the first Monday of March forever

Sec. 5. And be it further enacted, That every person joining said Society shall sign his or her name in the book of Records thereof. And every person who shall hereafter join said society, shall be discharged therefrom by giving notice of such intention, in writing to the Clerk of said society three months previous to his or her leaving the same; which notice shall be recorded by the Clerk—and all persons who shall be discharged from said society or who shall leave the same in any other way shall be holden liable to pay their just proportion of all debts due from said society, in their corporate Capacity, at the time of their leaving or being discharged from the same.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CONGREGATIONAL RELIGIOUS SOCIETY IN BRADFORD.—

[Approved June 27, 1816. Original Acts, vol. 23, p. 103; recorded Acts, vol. 20, p. 468.]

Be it enacted by the Senate and House of Representatives in General Court convened, that James Bryant, Ebenezer Cresey, William Shattuck, Joseph Presby and Humphry Jackman with their associates and such others as are or may be hereafter admitted into said Society be and they hereby are made and erected into a body corporate and politic to have continuance and succession forever, by the name and style of the Congregational Religious Society in Bradford, and by that name may sue and be sued, plead and be impleaded prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges of corporations of a similar nature, and may enjoin penalties of disfranchisement and may make, purchase & receive subscriptions grants and donations of real and personal estate not exceeding two thousand dollars for the use and benefit of said Corporation, and may have and use a common seal, and the same at pleasure may break alter and renew, and may ordain and put in execution such bye laws and ordinances as to them shall appear necessary and convenient for the government of said Corporation; Provided such bye laws and ordinances are not repugnant to the Constitution and laws of this State—

And be it further enacted, That said Corporation be and they hereby are authorized and empowered to erect, build, finish and

keep in repair at any future period, a house of public worship in said Bradford, and may assess and collect taxes for that purpose, and for the maintenance and support of the Gospel ministry.

And be it further enacted, That the first meeting of said Corporation shall be holden in said Bradford on the first Monday in September next, at two o'clock in the afternoon, and notice thereof shall be given by a notification to be posted at two public places in said Bradford, under the hands of said James Bryant and Ebenezer Cresey, at least fifteen days prior to said meeting, either of whom shall preside in said meeting until a moderator shall be chosen; at which or any subsequent meeting duly warned said corporation may choose all such officers as may be necessary for the orderly conducting of the affairs of said corporation, who shall be duly sworn and continue in office until others are chosen and sworn in their room; and may fill up any vacancies that may happen in said offices and do and transact any other business necessary to be done and transacted, except the raising of money, which shall be done at their annual meeting & at no other time; at which annual meeting they shall vote to assess and collect all sums of money proper for carrying the designs of the corporation into execution, and for defraying the contingent expences of the same.—

And be it further enacted, That the annual meeting of said Corporation shall be holden in said Bradford on the first Monday in November forever.

And be it further enacted, That any member of said Society upon removing from said town of Bradford, or who shall be desirous of withdrawing from said Society shall signify the same in writing to the Clerk thereof, and shall pay all taxes legally assessed on him or her prior to the giving of such notice, and it shall be the duty of said Clerk to record such notice in the book of records of said society.—

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE SECOND BAPTIST SOCIETY IN SANDBORNTON.

[Approved June 27, 1816. Original Acts, vol. 23, p. 104; recorded Acts, vol. 20, p. 470. See additional act of December 7, 1816, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, That John Doe, John Folsom, Elisha Smith, Solomon Copp, John Woodman, Nathaniel Hoit, John Johnson Jun, John Sanborn, William Sanborn Jr William Ford, Zebulon

Smith, Zebulon Smith Jun^r with their associates and such others as are or may be hereafter admitted into said Society be, and they hereby are, made and erected into a body corporate and politic, to have continuance and succession forever, by the name and stile of the *Second Baptist Society in Sandbornton*, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate not exceeding Two thousand dollars, for the use and benefit of said Corporation, and may have and use a common seal, and the same at pleasure may break, alter and renew, and may ordain and enforce such bye laws and ordinances, as to them shall appear necessary and convenient for the government of said Corporation. Provided such bye laws and ordinances are not repugnant to the laws and constitution of this State.

And be it further enacted, That said Society be and they hereby are authorised and empowered to raise such sum or sums of money as they shall judge necessary for the support and maintenance of a public teacher or teachers of piety, religion and morality, and to erect finish and keep in repair a house or houses for public worship, and elect all such officers as are proper for managing the concerns of said Society.

And be it further enacted, That said Society shall hold their annual meeting on the first Monday of March forever, for the purpose of raising money for the aforesaid purposes and for choosing officers as aforesaid, who shall be duly sworn; and all meetings of said Society shall in future be notified and warned by the Clerk of said Society, in such way and manner, and such length of time previous to such meetings, as shall be agreed upon by said society.

And be it further enacted, That every person joining said Society shall sign his or her name in the book of records thereof. And any person who shall hereafter join said society, shall be discharged therefrom by giving notice of such intention, in writing, to the Clerk of said Society, three months previous to his or her leaving the same; which notice shall be recorded by the clerk—and all persons who shall be discharged from said society, or who shall leave the same in any other way, shall be holden liable to pay their just proportion of all debts due from said society, in their corporate capacity, at the time of their leaving or being discharged from the same.

And be it further enacted, That said John Doe and John Folsom shall warn the first meeting of said Society to be holden in s^d Sandbornton on the last Monday of August next, and either of them shall preside therein, until a Moderator shall be chosen; which meeting shall be warned by posting up a notification, specifying the

object thereof, at the *Bay Meeting House*, in said Sandbornton, fifteen days before said meeting; and at said first meeting said Society shall have the same powers as they are hereby vested with, at their annual meeting, the raising of money only excepted.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE CERTAIN TOWNS TO ELECT REPRESENTATIVES TO THE GENERAL COURT.

[Approved June 27, 1816. Original Acts, vol. 23, p. 105; recorded Acts, vol. 20, p. 472. Session Laws, 1815-21, p. 51. Laws, 1824 ed., p. 231.]

Be it enacted by the Senate & House of Representatives in General Court convened, That all towns in this State that are by law entitled to elect a representative to the General Court, and neglected or omitted to elect such representative at the annual meeting in march last and that are not now represented, be, and they are hereby authorised and empowered to elect such representative or representatives, at any time previous to the next session of the Legislature, giving legal notice of the meeting, at which such representative shall be chosen.

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF ALEWIVES IN COCHECHO RIVER

[Approved June 27, 1816. Original Acts, vol. 23, p. 106; recorded Acts, vol. 20, p. 473. Session Laws, 1815-21, p. 52. Laws, 1824 ed., p. 116. Repealed by act of July 6, 1826, id., 1830 ed., p. 241.]

Sec. 1. Be it enacted by the Senate & House of Representatives in general Court convened, That from, and after, the passing of this act, no person shall be allowed to fish for alewives in Cochecho river with any seine, or setting line, or with any implement whatever, except a dip-net—And if any person shall offend against this Act, he shall, for every such offence, forfeit and pay the sum of six dollars, to be recovered by action, or information before any Justice of the peace within the County of Strafford, one half to the use of the State, the other half to the use of the Informer—

Sec. 2. And be it further enacted, That if any seine, or setting-line, or any other implement, than that which is allowed by this act, for the catching of alewives, shall be found in said Cochecho river, the same shall be forfeited to the use, and shall become the property of him, or them who shall find it, and remove it from said river

Sec. 3. And be it further enacted, That any person, or persons are hereby authorised to destroy any seine, or setting-line, or any other implement for the catching of alewives, except that which is allowed by this act, which may be found in said river, and in case of being prosecuted therefor, he may plead the General Issue, and give the special matter in evidence, and shall recover double cost—

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO, AND IN AMENDMENT OF AN ACT, ENTITLED "AN ACT, FOR ARRANGING, FORMING, AND REGULATING THE MILITIA WITHIN THIS STATE, AND FOR REPEALING ALL LAWS HERETOFORE MADE FOR THAT PURPOSE.—

[Approved June 28, 1816. Original Acts, vol. 23, p. 107; recorded Acts, vol. 20, p. 474. Session Laws, 1815-21, p. 63. The act referred to is dated December 22, 1808, Laws of New Hampshire, vol. 7, p. 753. Repealed by act of July 1, 1819, *post.*]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That from and after the passing of this Act. there shall be to each Regiment of Militia in this State, one Colonel, one Lieutenant Colonel and one Major, and in no case shall the two latter reside in one Battallion—

Sec 2. And be it further enacted, That each and every free ablebodied white male citizen of this State, resident therein, who is, or shall be of the age of eighteen years and under the age of Forty-five years, except such as are excused by the fifth section of an Act passed December 22nd A.D. 1808 entitled "An Act for arranging, forming and regulating the Militia within this State and for repealing all laws heretofore made for that purpose,"—shall severally and respectively be enrolled in the Militia, by the commanding officer of the company within whose bounds such citizens shall reside. And any legal notice, or warning to the citizens so enrolled, to attend a company, battalion or regimental muster, or training, shall be deemed a legal notice of his enrollment.—

Sec. 3 And be it further enacted, That the rules and regulations for the Field exercise and manoeuvres of Infantry, compiled and adopted for the organization of the army of the United States,

agreeably to a resolve of Congress passed December 1814, be received, adopted and established as the rules of discipline for the Militia of this State—

Sec. 4. And be it further enacted, That if any Soldier on any muster or training days shall neglect to have his musket and Bayonet bright and in complete order, he shall for every such neglect forfeit and pay a fine of fifty cents, to be recovered in the same way and manner, as is provided for neglecting to appear equipped as the law directs.—

Sec 5. And be it further enacted, that all Courts-Martial appointed by a Major General, shall consist of nine members; And all Courts Martial appointed by a Brigadier General shall consist of seven members, any law, usage or custom to the contrary notwithstanding.—

Sec. 6. And be it further enacted, that the fourth section, the twenty-second section, and so much of the thirty-ninth section of the act to which this is in addition as is in the words following Viz. “All courts martial, appointed by a major General, shall consist of thirteen members,” and “All courts martial appointed by a brigadier shall consist of thirteen members,” be & the same are hereby repealed.—

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT DIRECTING THE MODE OF BALLOTING FOR AND APPOINTING ELECTORS OF THIS STATE FOR THE ELECTION OF A PRESIDENT AND VICE-PRESIDENT OF THE UNITED STATES—

[Approved June 28, 1816. Original Acts, vol. 23, p. 108; recorded Acts, vol. 20, p. 476. Session Laws, 1815-21, p. 57. See act of June 19, 1812, *ante*, p. 126.]

Sec 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the Inhabitants of the several towns, plantations and places in this State, qualified to vote in the choice of Senators for the State Legislature, shall assemble in their respective towns, plantations, and places on the first Monday of November next, to vote for eight persons, inhabitants of this State, who shall not be Senators or Representatives in Congress, or persons holding offices of profit or trust under the United States, to be Electors of president and Vice-President of the United States; and the Selectmen of the towns, plantations and places shall give fifteen days notice of the time, place and design of such meeting; and the meeting shall be governed by a Moderator chosen for that

purpose, who shall impartially preside, and with the Selectmen, whose duty it shall be to attend at such meeting, shall receive from all the inhabitants of such towns, plantations and places respectively, present and qualified as aforesaid, votes for such electors (each voter giving in on one ballot or ticket the names of the persons he votes for) and shall in open Meeting sort and count the same; of all which the clerk of such town, plantation or place, respectively shall make a fair record in the presence of the said Selectmen of the name of every person voted for, and the number of votes against his name, and a full and fair copy of such record shall be made out and attested by the said Selectmen or Clerks respectively, and Sealed up and directed to the Secretary of the State, with a Superscription expressing the purport thereof, and transmitted by said town Clerks to the Sheriffs of the respective Counties to which they belong within seven days after said meetings, or to the Secretary's office on or before the twenty first day of November next. And the several Sheriffs shall on or before the twenty first day of November next, transmit to the Secretary's office all votes that shall be in manner aforesaid transmitted or delivered to them; and the respective sheriffs and Clerks aforesaid shall be liable to the same penalties for neglect of the duties enjoined on them respectively by this act, as they are liable to by law for omissions in transmitting the votes for Governor and Senators for this State; and the Secretary shall on the twenty second day of November next, lay the same before the Senate and House of Representatives in convention, to be by them examined and counted; and in case there shall appear to be any or the full number who have a majority of votes, shall be declared Electors, provided, that not more than eight persons have such majority; but in case more than eight persons shall have a majority of Votes, then those eight persons who have the highest number of votes (if such there be) shall be declared Electors. And in case the State of the votes will not admit of the designation of eight persons by the highest number of votes, then so many as can be designated, shall be declared Electors; and from the remaining number of those who have a majority of the votes, the Senate and house of Representatives in convention shall forthwith elect by ballot, one person at a time, so many persons as added to those already declared Electors, shall complete the number of eight. But if there shall not be any, or the whole number who have such majority of votes of the people, the Senate and House of Representatives in convention as aforesaid, shall cause to be made out a list of the persons not chosen, having the highest number of votes equal to double the number of Electors wanted; and if in making out such List, it shall happen that two or more persons voted for have an equal number of votes, which number is also high enough to entitle the candidate to a place in said list, the names of such persons shall be put into a box & the Sec-

retary not being one of the candidates shall in presence of said Convention, draw the number wanted to complete said list; from which list said convention shall elect by ballot, one person at a time, the number of Electors wanted, and the person or persons having a majority of such votes, shall be appointed and declared Electors.—

Sec. 2. And be it further enacted, that in cases where the Secretary shall be a candidate, and his name shall be put into the box as aforesaid, said convention shall appoint some other suitable person in his stead, to draw out the name or names of the person or persons, in manner herein before directed.

Sec. 3. And be it further enacted, that his Excellency the Governor of this state, be and he hereby is requested to cause the several persons who may be chosen Electors, to be seasonably notified of their appointment, and request their attendance at Concord on the First Tuesday of December next, at ten of the clock in the forenoon.

Sec 4. And be it further enacted, that the Electors chosen as aforesaid, shall meet at said Concord on said first Tuesday of December, and by twelve of the clock at mid-day of said First Tuesday of December, give notice to the Legislature of the number of Electors present who accept of said trust, and if from such notice it shall appear that eight Electors are not all then present, and accept of said appointment, the two Houses of the Legislature shall then immediately meet in Convention, and by joint ballot elect the number wanting to complete said board.—And if any person chosen as Elector on the first Tuesday of December, shall not then attend and accept of said trust, said Convention shall then immediately proceed as aforesaid, and choose others to supply such vacancy.—

Sec 5. And be it further enacted, that the Electors chosen and appointed as aforesaid, shall give their votes for President and vice president of the United States, at Concord, on the first Wednesday of December next, and shall proceed to transact and do all the duties incumbent on them as Electors, in manner prescribed by Law—

Sec. 6. And be it further enacted, That His Excellency the Governor be and he hereby is requested seasonably to Issue precepts to the several Towns, plantations & places within this State, Directing them to notify and hold meetings on said first Monday of November next, for the purpose of voting for Electors as aforesaid—

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
CONGREGATIONAL CHURCH AND SOCIETY IN GILSUM

[Approved June 28, 1816. Original Acts, vol. 23, p. 109; recorded Acts, vol. 20, p. 479.]

Be it enacted by the Senate and House of Representatives in General Court convened—That Obadiah Pease Elisha S Fish, Dudley Smith, and Jonathan Pease, and their associates and all such as may hereafter associate with them be and they hereby are incorporated into a body corporate and politic by the name of the Congregational Church and society in Gilsum and by that name may sue and be sued may plead and be impleaded and may prosecute and defend the same to final Judgment and execution and hereby are invested with all the powers and privileges incident to corporations of a similar nature—

And be it further enacted—That the said corporation are hereby authorised and empowered to raise such sum or sums of money as they shall Judge necessary for the support or maintainance of a public teacher or teachers of piety religion and morality to build or repair houses of public worship and to choose all proper officers for managing the concerns of said society and make rules and bye laws necessary for regulating the same provided they are not repugnant to the Constitution and Laws of this State—

And be it further enacted That said society shall annually meet on the first monday of March for the purpose of raising money for the purposes aforesaid and for choosing all proper officers for transacting the business of said corporation who shall be sworn to the faithfull discharge of their duty and all meetings of said society shall in future be notified and warned by the clerk of said corporation who shall call a meeting by posting up a notification setting forth the business to be transacted at said meeting to be posted up at such place or places as said corporation shall direct fifteen days prior to said meeting—

And be it further enacted That Obadiah Pease and Elisha S Fish or either of them shall warn and preside at the first meeting of said corporation till a moderator shall be chosen which meeting shall be warned by posting up a notification seting forth all matters and things to be acted upon in said meeting at the meeting house in said Gilsum at least fifteen days prior to said day of meeting and at said first meeting the said society shall have the same power to choose officers and raise money as they have by this act at their anuel meeting Provided nevertheless that any member of said society

upon remooving from the said town of Gilsum or who shall be desirous of withdrawing from said society such member shall signify the same in writing to the clerk of said corporation and shall pay all taxes legally assessed on him or her prior to the giving of such notice then and in either case such person shall cease to be a member of said society and it shall be the duty of such clerk to record such notice in the Book of Records of said society—

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE BARTLETT BRIDGE.

[Approved June 28, 1816. Original Acts, vol. 23, p. 110; recorded Acts, vol. 20, p. 481. Session Laws, 1815-21, p. 54. See act of December 13, 1816, *post*. Repealed by act of December 26, 1816, *post*.]

Sec 1st Be it enacted by the Senate & House of Representatives in General Court Convened that John Pendexter Jun^r, Silas Meserve and Elijah Seva and their associates and Successors be and they hereby are incorporated and made a body corporate & politic by the name of the Proprietors of the Bartlett Bridge and by that name may sue & be sued may plead and be impleaded, may prosecute & be prosecuted and may defend & be Defended to final Judgment & execution, and they are hereby invested with all the powers & privileges which by law, are incident to Corporations of a similar nature subject however to the reservations herein after named.

Sec 2^d And be it further enacted that the said John Pendexter J^r and Silas Meserve or either of them may call a meeting of said Proprietors to be holden at any suitable time & place within the town of Bartlett in the County of Coos by posting up a notification in said town of Bartlett at least thirty days prior to said meeting; and the Proprietors by a vote of a Majority of them present or represented at said meeting accounting and allowing one vote to each share in all cases shall choose a clerk who shall be sworn to the faithful discharge of the duties of his office & shall also agree on a method of calling future meetings and may elect such officers & make and establish such Rules and by-Laws as to them shall seem necessary and convenient for the regulation and government of said corporation, for carrying into effect the purposes aforesaid and for collecting the tolls and duties herein after established, and the same by-laws may be cause to be executed and annex penalties to the breach thereof; provided said rules and By-laws are not repugnant to the Constitution of this State and all Representations shall be

provided by writing signed by the Person to be represented and which shall be filed with the clerk; and that this act and all rules, regulations and by Laws and proceedings of said corporation shall be truly and fairly recorded by said Clerk in a book or books to be provided and kept for that purpose—

Sec 3^d And be it further enacted that said Proprietors be and hereby are authorised to erect and keep in repair a bridge over Saco River at or near where the bridge now is in said town of Bartlett being on the main road which leads from Lancaster in said County to Portland in the district of Maine and also on the road which leads from Northumberland to said Portland, that said Proprietors shall have the exclusive privilege of building and keeping in repair a bridge over said river at the place aforesaid and are hereby empowered to purchase any lands adjoining said bridge not exceeding two acres for the purposes of the incorporation & the share or shares in said bridge may be transferred by will or deed duly executed and recorded by the clerk of said Proprietors on their records; and the share or shares of any of said Proprietors may be sold by any of said Corporation for nonpayment of assessments duly made agreeably to the by-laws that may be agreed on by said proprietors; and said Proprietors may maintain and prosecute to final judgment and execution an action of debt or on the case against any proprietor or Proprietors for the non payment of any assessment duly made according to the by Laws aforesaid—

Sec 4th And be it further enacted that for the purpose of reimbursing said Proprietors the money by them expended in building and supporting said bridge a toll be and hereby is granted and established for the benefit of said Proprietors according to the rates following, namely, for each foot passenger one cent, for each horse and rider or leader three cents, for each chaise or other carriage of Pleasure with two wheels and one horse ten cents, for each carriage of Pleasure or with passengers with four wheels twenty cents; for the like carriage with four horses twenty five cents; for each sleigh with one horse three cents; for each sleigh with two horses six cents and two cents for each additional horse; for each cart waggon sled or other carriage of burden drawn by one horse, three cents for the like carriage drawn by two beasts five cents; if by more than two beasts two cents for each additional pair of horses or yoke of oxen; for sheep & swine half one cent each for cattle & horses one cent each; to each team one person only shall be allowed to pass free of toll; and at all times when the toll gatherer shall not attend his duty the gate shall be left open—And said Proprietors are hereby empowered to erect and fix upon & across said bridge a gate, and appoint such and so many toll gatherers as shall be necessary to collect and receive of and from all Persons using said bridge the rates of toll as above established, and to stop and detain every person from passing the same until he she or they shall have

respectively paid toll as aforesaid; Provided however persons going to and from religious worship and officers and soldiers of the militia when ordered on military duty shall pass free of toll

Sec 5th And be it further enacted that said Proprietors may be indicted for defect of repairs of said bridge after said toll gate is erected and while the same is kept up and be fined in the same way and manner as towns are by law finable for suffering bridges to be out of repair and in case any special damage shall happen to any person or persons or to his or their team or teams cattle or carriages by means of the insufficiency or want of repair of said bridge at any time when the Gate is kept up, the party injured or aggrieved shall recover his or their damages in an action of trespass on the case against said Proprietors in any Court of Competant jurisdiction

Sec 6th And be it further enacted that if the said Bridge shall not be compleated in two years from the passing of this act, or if it shall be destroyed, and not rebuilt and kept in repair for the space of two years according to the provisions herein contained, then this act and every part and clause thereof shall be null and void—

Sec 7th And be it further enacted that the anual meeting of said proprietors shall be holden at said Bartlett on the first wednesday of september; at which annual meeting they may choose all such officers as may be found necessary for the orderly conducting the affairs of said Corporation who shall continue in Office until others are chosen in their room; and the said Proprietors may assemble as often as may be found necessary for the filling up any vacancies which may happen in said offices, and for transacting all other buisness for the good of said Corporation except the raising of money which shall always be done at their annual meeting and at no other time at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expence of building said bridge and keeping the same in repair; and shall make and establish such rules regulations and by-laws for the government of said corporation as may from time to time be found necessary provided the same be not repugnant with the constitution and Laws of this State—

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE UNION BAPTIST SOCIETY OF CANDIA

[Approved June 28, 1816. Original Acts, vol. 23, p. 111; recorded Acts, vol. 20, p. 486.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Moses Bagley Reuben Bean Samuel Tuck Eleazer B Cheeney Samuel Colcord Joseph Martin Jonathan Woodman David Prescott Theophilus Clough & Nathan Thorn with their associates and such others as are or may be hereafter admitted into said Society be and they hereby are made and erected into a body corporate and politic by the name and style of the Union Baptist Society of Candia to have continuance and succession forever, and by that name may sue and be sued prosecute and defend to final judgment and execution and are hereby vested with all the rights, privileges and immunities incident to and enjoyed by corporations of a similar nature; they may enjoin penalties, and purchase and receive subscriptions and donations of real and personal estate not exceeding two thousand dollars in value for their use and benefit, may have and use a common seal and the same may break alter and renew, and may ordain bye-laws and ordinances not repugnant to the Constitution and laws of this State—and enforce the observance thereof.

And be it further enacted, That said Society shall be and they hereby are authorised and empowered to keep in repair the meeting house now belonging to them in said Candia and at any future time may erect, build, finish and keep in repair any house or houses for public worship in said Candia and may assess and collect taxes for that purpose and for the maintenance and support of the Gospel ministry in said Candia.

And be it further enacted, that the first meeting of said Society shall be holden at their meeting house in said Candia on the first wednesday of August next at two o'clock in the afternoon of said day and notice shall be given thereof by posting a notification for that purpose at their said meeting house signed by the said Moses Bagley or Reuben Bean fifteen days before said meeting, and either of the persons last mentioned may preside in said meeting until a moderator shall be chosen—at which or any subsequent legal meeting said society may choose all such officers and do and transact all such business as may or can be done & transacted at their annual meeting, excepting the raising of money which shall be done at their annual meeting only.

And be it further enacted, That the annual meeting of said Society shall be holden in said Candia on the first monday of May forever

And be it further enacted, That any member of said Society upon removing from said town of Candia or who shall be desirous of withdrawing from said society, shall signify the same in writing to the Clerk thereof, and shall pay all taxes legally assessed on him or her, prior to the giving such notice, and it shall be the duty of said Clerk to record such notice in the book of records of said Society.—

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT GRANTING PERMISSION TO JOHN HILL OF PORTSMOUTH IN THE COUNTY OF ROCKINGHAM TO BUILD A DISTILLERY WITHIN THE LIMITS OF SAID TOWN WHICH MAY BE MORE THAN TWELVE FEET IN HEIGHT—

[Approved June 28, 1816. Original Acts, vol. 23, p. 112; recorded Acts, vol. 20, p. 488.]

Whereas, by an Act passed by the legislature on the twenty third day of June AD 1814—entitled “An act to secure the town of Portsmouth from damage by fire, the Citizens of said town are prohibited from erecting wooden buildings of more than twelve feet high, within certain limits and under certain penalties therein prescribed, and whereas John Hill of said Portsmouth hath petitioned this legislature for permission to build a Distillery, of wood, within said limits which shall be above the heighth prescribed by said act, and whereas it is represented in said petition to the satisfaction of this legislature that the said building cannot be built of Brick or stone, without great inconvenience and additional expence, which will be a great injury to the said Hill; therefore

Be it enacted by the Senate and House of Representatives in General Court convened that the said John Hill be and he is hereby permitted to build a Distillery of wood, agreeably to the prayer of his petition, of such heighth as may be necessary within the limits prescribed by said act; anything in said Act to the contrary notwithstanding

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1816, June 21.

Resolved, That the Secretary of this State, be and he hereby is empowered to subscribe for, and receive for the use of this State, four Copies of the second and improved edition of State Papers and Public Documents, proposed to be printed by Thomas B. Wait and Sons; the aforesaid copies to be delivered in strong leather binding at the rate of two dollars and fifty cents for each volume, exclusive of transportation; and the Secretary is hereby directed on the delivery as aforesaid of four copies of the first volume of said edition, to pay for the same, and at the rate aforesaid, and in like manner to pay for the same number of each succeeding volume, when delivered as aforesaid.—

One set of said Public Documents shall be deposited in the Secretarys Office, one with the Senate, one with the House of Representatives, and one in Dartmouth College Library.—

[House Journal, June Session, 1816, p. 202. Senate Journal, June Session, 1816, p. 175.]

1816, June 21.

Whereas the Congress of the United States by a law, approved March 19th, 1816 increased the pay of the members of the Senate & House of Representatives and Delegates from Territories to an amount, which in the opinion of this Legislature is not only much more than an Adequate compensation, but directly leads to consequences the most pernicious: inasmuch as far from calling forth virtue and patriotism, qualities essential in a free government it presents the most inviting inducements to avarice and ambition. Justice and the best policy require, that the Representatives of a free people should receive a compensation, commensurate with their actual services: more than this will serve to introduce a monopolizing power, contaminate our elections, and endanger our dearest rights, Therefore,

Resolved by the Senate & House of Representatives in General Court convened that the Senators of this State in the Congress of the United States be instructed and the Representatives requested to use their influence to effect a repeal of said law. And that His Excellency, the Governour be requested to Communicate this Preamble and Resolve to each of said Senators & Representatives before the next Session of Congress.

[House Journal, June Session, 1816, p. 244. Senate Journal, June Session, 1816, p. 161.]

1816, June 21.

Whereas a Resolve of the Legislature of the Commonwealth of Massachusetts was passed on the twenty fifth day of January Eighteen hundred & sixteen, appointing Loammi Baldwin Esq and John Farrar Esq^r, Pro-

fessor of Mathematics, and Natural Philosophy at Harvard University, to be a committee to explore and survey, at the expense of the Commonwealth, a rout for a navigable canal from Connecticut river, to the river Merrimack, as near as may be on a line drawn from the mouth of Sugar river, which empties into the Connecticut, to the bottom of Sewalls falls, near the mouth of Contoocook river, which discharges into Merrimack river in the northerly part of the Town of Concord, in the State of New Hampshire; comprehending the outlets and shores of Sunapee Lake; ascertaining the elevation of the said Lake above the waters of the said rivers, and the height of the falls and of the land on either side of the same, so that the survey may form the basis of calculation of the expense of such water communication.—

And Whereas, the survey authorized and requested by said resolve is of a public nature, intended for the general good of the community, as well the people of the State of New Hampshire, as of Massachusetts, it behoves this Legislature to sanction, approve of, and aid the said survey; and examination—Therefore

Resolved That Henry B. Chase Esq^r of Warner be and hereby is appointed, to join with the said Committee from Massachusetts and assist them in the object of their said appointment at the expense of this State. And make report at the first session of the next General Court—

[House Journal, June Session, 1816, p. 200. Senate Journal, June Session, 1816, p. 172.]

1816, June 22.

Resolved that the Adjutant-General shall pay annually to the Colonel or commanding Officers of the several Regements composing the militia of this State, or their order the sum of two Dollars, for each & every company composing such Regements, for the purpose of furnishing musical instruments for such Companies, on the Colonel or commanding officer's producing a certificate of the number of companies composing his Regiment, insted of paying two dollars to the commanding officer of each company as is provided by a resolve of the Legislature, passed June the 24th 1814 & Such Colonel or commanding Officer so receiving, shall be accountable to the Captains, or commanding officers of Companies in his Regiment. And be it further resolved, that it shall be the duty of the Adjutant general in future, to attend where the Legislature shall hold their June session, on the first tuesday of the session, for the purpose of paying over such sums.

[House Journal, June Session, 1816, p. 211. Senate Journal, June Session, 1816, p. 184.]

1816, June 22.

Resolved, That a State House agreeably to the Plan communicated by Stuart G. Park at the last June Session be erected in the Town of Concord & County of Rockingham, the Plot of Ground to be selected and the place on which to erect said State House to be located by his Excellency the

Governor & the Hon^l the Counsel—and that they be and hereby are empowered to appoint a Committee on the part & in behalf of the State, to make all necessary Contracts & writings for the purpose of fully carrying the object aforesaid into effect; And that said Committee be authorised & empowered to make such alterations and improvements in the Plan af^d by enlarging, diminishing, or locating the Rooms, as to them shall seem proper—And said Committee shall superintend the erection of said Building, & Are hereby empowered & directed to have said Building built & finished in such manner as will most conduce to the interest of the State—

And be it further Resolved, That the Committee shall commence the building af^d as soon as shall be found practicable, and that they be authorised to employ the Convicts in the State Prison in hammering & preparing the Stone for said building, if they think proper—

And be it further Resolved, That the sum of Three Thousand Dollars be appropriated out of the Tax payable in November next towards defraying the expense of erecting said State House, and that said appropriation be subject to the control of said Committee they being accountable for the same—And his Excellency the Governor by his Warrant on the Treasurer be Authorised to draw the sum af^d from the Treasury, in such sums and at such times, as the Committee aforesaid shall consider necessary, & the sums aforesaid, drawn from the Treasury aforesaid, shall be delivered to said Committee, for the purpose af^d—

Provided nevertheless, and it is further Resolved, that the foregoing Resolves, shall not take effect except upon the conditions hereafter mentioned being accepted & complied with by the Town or Inhabitants of said Concord—Viz.—

That the said Town of Concord or Individuals of said Town shall convey to the State of New Hampshire a suitable piece of Ground on which to erect said State House, to the Acceptance of His Excellency the Governor & Hon^l Counsel aforesaid. Shall level and well prepare said piece of Ground to the acceptance of the Committee to superintend the building aforesaid— Shall also give all the stone necessary to be used in the erection of said Building & shall convey, or have conveyed said stone, under the direction of said Committee, to the place or plot of ground upon which said State House shall be erected— Which conditions shall be performed free of any charge or expense to the State—

[House Journal, June Session, 1816, p. 205. Senate Journal, June Session, 1816, p. 180.]

1816, June 27.

Resolved, That His Excellency the Governor be, and he hereby is, authorized to draw on the Treasurer for the sum of five thousand Dollars, for the purpose of furnishing materials and other necessary expences for the State Prison the ensuing Year; subject to the Orders of the Warden of said Prison, under such regulations as are prescribed in the Act provided for the regulation and government of said prison.

[House Journal, June Session, 1816, p. 298. Senate Journal, June Session, 1816, p. 242.]

1816, June 27.

Resolved, That it shall be the duty of the Commissary General of this State, to collect, as soon as may be, all the Muskets and equipments belonging to this State, wherever they may be found, which arms so collected, together with such as are already in his possession, shall be distributed to the several towns in this State, according to the number of Training Soldiers belonging to the infantry in each Town. * And it shall be the duty of each Colonel, or Commanding officer of the several Regiments in this State, as soon as may be, to certify to the Commissary General, the precise number of Infantry in each Town composing his Regiment, and said Commissary General shall immediately from such lists, make out a fair and equal dividend of the arms aforesaid in his Office, according to the number of soldiers in each town as aforesaid. And it shall be the duty of the said Commissary General as soon as he shall have made the dividend as aforesaid, to give public notice thereof in the New Hampshire Patriot printed at Concord, three weeks successively, and it shall be the duty of the selectmen of the several towns in this State, as soon as may be after such notice to send for their portion of the arms as aforesaid at the expense of said town, and such arms so received shall be kept by the Selectmen as aforesaid and be by them distributed under the same regulations and restrictions as are provided in the thirty third section of an act passed December 22^d AD 1808 entitled "An act For arranging, forming, and regulating the Militia within this State, and for repealing all laws heretofore made for that purpose"

[House Journal, June Session, 1816, p. 277. Senate Journal, June Session, 1816, p. 227.]

1816, June 28.

Whereas, by an Act of this State passed the present Session, it is among other things enacted, that all Persons by law liable to military duty shall be liable to perform such duty untill they arrive to the age of forty five years, which would include Persons who had previous to the passage of said Act been discharged from military duty—And whereas those who were exempted by age, at the time of passing said act, ought not again to be enrolled—Therefore,

Resolved, That all Persons who were at the time of the passage of the Act aforesaid of the age of forty years, and upwards, and not by law liable to military duty, shall not again be enrolled, or liable hereafter to perform military duty; any thing in the act aforesaid to the contrary notwithstanding.

[House Journal, June Session, 1816, p. 343. Senate Journal, June Session, 1816, p. 271.]

1816, June 28.

Resolved, That each and every militia officer within this State shall, as soon as may be, be furnished by the Adjutant General of this State with the rules and regulations for the Field exercise and discipline of Infantry,

compiled and adopted for the Army of the United States agreeably to a resolve of Congress, passed December 1814, and the plates therewith connected.—And the Adjutant General is hereby required, under the direction of his Excellency the Governor to purchase or procure the printing of the books and engraved plates in such a manner as his Excellency may deem most expedient.

And the said Adjutant General shall, at the expense of this State, deliver to the Commanding Officer of each Regiment in this State one book with a plate annexed for each and every commissioned Officer belonging to his Regiment, taking his receipt for the same; and whenever any such Officer, having received of the Commanding Officer of the Regiment a book and plate as aforesaid, shall resign his commission, he shall immediately deliver to the Commanding Officer of said Regiment for the time being such book & plate to be by him furnished to the successor in said Office—

[House Journal, June Session, 1816, p. 324. Senate Journal, June Session, 1816, p. 267.]

1816, June 28.

Resolved by the Senate and House of Representatives, in General Court convened, That the Selectmen, or the major part of them, at the charge of the Town, Parish, or place to which they belong, shall transmit an inventory of the polls and rateable estates of the several Towns, parishes, and places within this State, as taken for the current year; which inventory shall consist of all male polls from eighteen to seventy years of age, (except such from eighteen to twenty one as shall be enrolled in the Militia: President, Professors, Tutors, Instructors, and students in Colledges, ordained Ministers, and Preceptors of Academies, Paupers and Idiots) also of the following articles which each person shall have been possessed of, on the first day of April last, (viz) Orchard, Arable, Mowing, and pasture land; accounting so much orchard land as will in a common season produce ten barrels of cyder or perry, one acre; so much pasture land as will summer a cow, four acres, and what mowing land will produce commonly one ton of good english hay yearly, or meadow hay in proportion, one acre; and what arable or tillage land will commonly produce twenty five bushels of corn yearly, one acre; in which is to be considered all land planted with Indian corn, potatoes, and beans, and sown with grain flax, or peas. All Stallions or stud Horses, that have been wintered three winters; all other horses and mares, distinguishing those that have been wintered two, three, four, and five winters; all Jacks that have been wintered three winters; all Mules, distinguishing those that have been wintered two, three, and four winters; all Oxen, cows, and young cattle, distinguishing those that have been wintered two, three, four, and five winters; cows that have been wintered four winters, and oxen that have been wintered five winters. All Mills, wharves, and ferries, and the yearly rent thereof (yearly repairs thereof being first deducted) according to the judgement of the persons taking the inventory; the sum total of all Bank Stock; the sum total of the value of all real estate, (viz) lands and buildings, not included in the above mentioned articles, (exclusive of

all toll bridges) whether owned by residents or nonresidents, except such as are appropriated to public use.

The sum total of the value of all stock in trade; the sum total of all money on hand or at Interest, more than the party pays interest for. That said inventory, taken as above, be made agreeable to the following form, and be returned into the Secretary's Office, on or before the first Wednesday of the next Session of the General Court—

	Polls from 18 to 70 years of age, excepting those from 18 to 21 enrolled in the Militia, President, Professors, Tutors, Instructors and Students of Colleges ordained Ministers, Preceptors of Academies, Paupers and Idiots.
	Acres of orchard land.
	Acres of arable land.
	Acres of mowing land.
	Acres of pasture land.
	Stallions or Stud Horses that have been wintered three winters and upwards.
	Other Horses and Mares that have been wintered five winters.
	Other Horses and Mares wintered four winters.
	Other Horses and Mares wintered three winters.
	Horses and Mares wintered two winters.
	Jacks that have been wintered three winters.
	Mules that have been wintered four winters.
	Mules that have been wintered three winters.
	Mules that have been wintered two winters.
	Oxen wintered five winters.
	Oxen wintered four winters.
	Cows wintered four winters.
	All neat Stock wintered but three winters.
	All neat Stock wintered but two winters.
	Yearly rent or income of wharves, mills, and ferries, yearly repairs deducted.
	Sum total of all bank Stock.
	Sum total of the value of all buildings and real estate improved and owned by residents and nonresidents, not included in the above.
	Sum total of the value of all Stock in trade.
	Sum total of money at Interest, including Stock in the funds, and securities for any kind of property at interest, more than interest is paid for.
	Sum total of the value of all unimproved lands, owned by residents or nonresidents.
	All Chaises, Coaches, Sulkies and other wheel Carriages of pleasure.

That in all cases where a copy of the Inventory, taken in April last, cannot be had, every person is required to give in a true and faithful Inventory of all the foregoing articles, belonging to him respectively, on oath, if required thereto by the person or persons taking said inventory, who are hereby empowered to administer the same, and on refusal or neglect thereof, the person or persons taking said inventory are to set down to him or them so refusing or neglecting, so much as in his or their judgement appears equitable by way of doomage. That the Selectmen of the next oldest town, to any town, parish or place, where no Selectmen are chosen shall take an inventory of such town, parish, or place, or appoint some person or persons in said town, parish, or place, to do the same and return it as aforesaid; for which they shall be paid an adequate reward out of the treasury, on their account being exhibited and allowed by the General Court.

And also, that the Selectmen shall return distinctly the amount of footing of each column of the inventory taken in april last year, so that the number of poll, horses, cattle, acres of land improved, value of unimproved land, and all other rateable estate, inventoried and rated in each town, parish, and place the last year, may appear. Also make return of what a single poll was taxed in the last State Tax. That the Selectmen as aforesaid likewise make returns of the amount of taxes assessed for the last and the present year on any Factory for the manufacture of cotton or woollen Goods, Iron, Salt or Glass, with the valuation of the same; stating whether the same were inventoried as mills, stock in trade, real estate or otherwise.

[House Journal, June Session, 1816, p. 279. Senate Journal, June Session, 1816, p. 245.]

[*Second Session, Held at Concord, November 20, 21, 22, 23, 25, 26, 27, 28, 29, 30; December 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 23, 24, 25, 26, 1816.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT FOR PREVENTING FRAUDS IN THE TRANSFER OF REAL ESTATE", PASSED NOVEMBER 5, 1813.

[Approved December 7, 1816. Original Acts, vol. 24, p. 1; recorded Acts, vol. 20, p. 490. Session Laws, 1815-21, p. 67. Laws, 1824 ed., p. 25. See act referred to, *ante*, p. 274. See repealing acts of July 3 and July 4, 1829, Laws, 1830 ed., pp. 101, 486.]

Be it enacted by the Senate and house of Representatives, in general court convened, that from and after the passing of this act, whenever any execution shall be served and satisfied, in whole or in part by being levied on real Estate, it shall not be necessary to record the same or the return thereon in the Clerk's office, from which the same issued; nor shall there be charged in the cost of levying any execution on real Estate, any sum for recording such execution or the return thereon in the Clerk's office, as aforesaid.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO DISANNEX A CERTAIN PIECE OF LAND FROM THE TOWN OF HAMPTON FALLS, AND TO ANNEX IT TO THE TOWN OF SEABROOK.

[Approved December 7, 1816. Original Acts, vol. 24, p. 2; recorded Acts, vol. 20, p. 491.]

Whereas Stephen Gove of said Hampton Falls has petitioned the Legislature to disannex a certain peice of land situate in said Hampton Falls containing about eighteen acres, bounded southerly on a road in said Seabrook, westerly on land of John Weare, north-easterly & easterly on a Mill pond and stream, it being the peice of land whereon the said Stephen Gove now dwells, from the said town of Hampton Falls, and to annex it to the said town of Seabrook, for the reasons in his petition mentioned. The prayer of which petition appearing reasonable

Therefore

Be it enacted by the Senate & House of Representatives in

General Court convened, That the peice of land before described, be, and it hereby is, disannexed from the said town of Hampton Falls and annexed to the said town of Seabrook; and it shall hereafter be considered as lying and being within the jurisdictional lines of the said town of Seabrook, so long as the said Stephen Gove shall continue to dwell thereon; but not afterwards.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE MARTIN P. SIMPSON, JOHN ROGERS, HEZEKIAH S. CHAPLIN ELISHA ABBOTT, ELIJAH ABBOTT NOAH NICKOLS, LUTHER M. HARRIS, JAMES ROGERS BROADSTREET STEVENS BY THE NAME OF ORFORD & PIERMONT HUBBARD MUSICAL SOCIETY—

[Approved December 7, 1816. Original Acts, vol. 24, p. 3; recorded Acts, vol. 20, p. 492.]

Be it enacted by the Senate & House of Representatives in General Court convened, that Martin P. Simpson, John Rogers, Hezekiah S. Chaplin, Elisha Abbott, Elijah Abbott, Noah Nickols, Luther M. Harris, James Rogers, Broadstreet, Stevens and their associates, and those who may hereafter become associated with them, their Successors & Assigns, are hereby erected and made a corporation and body politic and corporate in the Towns of Orford & Piermont by the name & Stile of the Orford & Piermont, Hubbard Musical Society and by that name shall sue and be Sued, plead and be implead, prosecute and defend in any Court of record or elsewhere and may also ordain and establish a constitution and agree on such bye laws, ordinances & regulations as to them may appear necessary & convenient for the Government of Said corporation, & the prudent management of their affairs; Provided such constitution bye laws & regulations shall not be repugnant to the constitution & laws of this State,—

And be it further enacted that said corporation may make, have & use a common seal & the same, at pleasure break, Alter and renew, and they are hereby authorised to receive Grants and donations of personal estate and to hold & enjoy the same to them and their successors, provided such personal estate shall not exceed in Value the Sum of one thousand dollars.—

And be it further enacted That the persons herein before named or either of them, shall have full power to call the first meeting of said corporation at such time & place in said Town of Orford or Piermont as they may deem proper by posting up Notifications for

that purpose in at least two Publick places in Said Towns ten days prior to said meeting, at which or any future meeting they may make, ordain & establish a constitution & such bye laws as they may deem necessary and shall choose all proper officers for Governing said corporation, who shall continue in Office untill others are elected in their room, at which meeting they may agree on the time and place of holding their annual meetings; & the method of calling the same and all future meetings of said corporation and at said annual meetings the raising of all such sums of money as shall be deemed necessary for promoting & advancing the interest of said corporation shall be agreed on and at no other time—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT TO INCORPORATE SUNDRY PERSONS
 BY THE NAME OF THE SECOND BAPTIST SOCIETY IN SANDBORNTON.

[Approved December 7, 1816. Original Acts, vol. 24, p. 4; recorded Acts, vol. 20, p. 494. The act referred to is dated June 27, 1816, *ante*, p. 511.]

Whereas John Doe & John Folsom, persons mentioned & authorised in said act to call the first meeting of said society, inadvertently notified the first meeting of said society to be holden, on the last wednesday instead of the last Monday, of August, as in & by said act directed, whereby said society has lost its first meeting under said act.

Therefore

Be it enacted by the Senate & House of Representatives in General Court convened, That said John Doe & John Folsom, or Elisha Smith of Sandbornton aforesaid, be & they, or either of them, are hereby authorised to call the first meeting of said society, to be holden at some suitable place in said Sandbornton, on the first Monday of January next, & that either of them shall preside therein until a moderator shall be chosen, which said meeting shall be warned by posting up a notification specifying the object thereof at the Bay meeting house in said Sandbornton, fifteen days before said meeting; and at said first meeting said society shall have the same powers as they are vested with at their annual meeting in & by said act, the raising of money only excepted.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE PETER FOLSOM 3^d OF GILMANTON TO ASSUME THE NAME OF PETER LAWRENCE FOLSOM

[Approved December 7, 1816. Original Acts, vol. 24, p. 5; recorded Acts, vol. 20, p. 496.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Peter Folsom 3^d of Gilmanton in the County of Strafford and State of Newhampshire, be and hereby is authorised to assume the name of Peter Lawrence Folsom instead of Peter Folsom 3^d and by that name shall forever hereafter be known and called any law usage or custom to the contrary notwithstanding—

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED "AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE, OVER THE RIVER MERRIMAC, AT A PLACE CALLED CLEMENT'S FERRY, FROM BOSCAWEN TO CANTERBURY & FOR SUPPORTING THE SAME.

[Approved December 10, 1816. Original Acts, vol. 24, p. 6; recorded Acts, vol. 20, p. 496. The act referred to is dated December 29, 1803, Laws of New Hampshire, vol. 7, p. 239.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That from and after the first day of January next, instead of the tolls now authorized by law to be received for passing said Bridge, it shall be lawful to demand at the same, the rates following, to wit, for each foot passenger, one cent; for each horse and rider, six and a quarter cents; for each horse and chaise, chair or Sulkey or other riding Carriage drawn by one horse only, twelve and a half cents; for each riding sleigh drawn by one horse, six and a quarter cents; for each riding sleigh drawn by more than one horse, ten cents; for each coach, chariot, phaeton or other four wheeled Carriage for passengers drawn by more than one horse, twenty cents; for each curricule, twelve cents; for each waggon with two horses, or other carriage of burthen drawn by two beasts, twelve and an half cents; and three cents for each addi-

tional beast; for each Small waggon drawn by one horse nine cents; for each horse or neat creature, exclusive of those rode on, or in carriages, two cents; for sheep and swine one half cent each; and to each team one person and no more shall be allowed as a driver, to pass free of Toll.—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE ARTHUR LATHAM, JOHN FAIRFIELD, & THEIR ASSOCIATES.

[Approved December 10, 1816. Original Acts, vol. 24, p. 7; recorded Acts, vol. 20, p. 498.]

Whereas Arthur Latham John Fairfield & others, owners and proprietors of the meeting house in Lyme, have petitioned the Legislature to be incorporated to enable them to raise money to keep in repair said meeting house.— Therefore.

Be it enacted by the Senate & House of Representatives in General Court convened, That Arthur Latham, John Fairfield, John Thompson, Walter Fairfield, Jonathan Franklin, Cyrus Hamilton & Nathaniel Southworth and their associates and successors are hereby made a body corporate & politick, by the name of the Proprietors of Lyme meeting house; and by that name they may sue, and be sued, to final judgment & execution. And they hereby are vested with all the powers and privileges necessary to the purposes for which they are incorporated.

And be it further enacted, That John Fairfield, Jonathan Franklin & Jonathan Mason, or either of them, may call the first meeting of said corporation, to be holden at any suitable place in Lyme, on the second tuesday of February next, by posting up a notification of the time place and purpose of holding the meeting, fourteen days at least previous thereto, in two or more publick places in said Lyme, and to preside therein until a Moderator shall be chosen. And at said meeting, they may agree on a time for holding the annual meeting of said corporation; & make any rules & regulations, not repugnant to the laws of this State; and transact any other business of the corporation; the raising of money excepted, which shall always be done at annual meetings of the corporation, & at no other meetings.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
 RELIGIOUS UNION SOCIETY IN GOFFSTOWN—

[Approved December 11, 1816. Original Acts, vol. 24, p. 8; recorded Acts, vol. 20, p. 499.]

Whereas, a Petition signed by a number of the Inhabitants of Goffstown, praying to be incorporated into a Society for the support of Religious Worship, by the name of the Religious Union Society in Goffstown, And whereas, a vote of the Town giving their unanimous consent thereto has been likewise presented, and the prayer thereof appearing reasonable;

Therefore,

Section, 1. Be it enacted by the Senate and House of Representatives in General Court convened, That David Lawrence Morrill, Jonathan Gove and William Parker, and their associates and successors, be, and they hereby are incorporated and made a body politic and corporate forever, by the name of the *Religious Union Society in Goffstown*, and by that name may sue and be sued, prosecute and be prosecuted, to final judgment and execution; and shall be, and hereby are vested with all the powers, privileges and immunities which are incident to corporations of a similar nature.—

Sect. 2. And be it further enacted, That David L. Morrill, Jonathan Gove and William Parker, or either two of them, are hereby empowered to call the first meeting of said Society, by posting up notifications at both Meeting Houses in said Goffstown, fifteen days prior to the time of holding the same, which meeting shall be holden on the second Monday of January next, at any suitable place in said Town, at which time the officers of said Society shall be chosen by ballot, and sworn, and all other business transacted which may regularly come before said Society.—And the said David L. Morrill, Jonathan Gove and William Parker, or either of them, shall preside in said meeting until a Moderator be chosen to govern the same.—And when ever there shall be any vacancy or vacancies in any of the Offices of said Society, they may be filled by new elections in the same manner as is provided by Law to fill vacancies in Town Offices—

Sect. 3. And be it further enacted, That the members of said Society shall at said meeting warned and holden as aforesaid, and forever at the annual meeting, holden on the second Monday of January, by a majority of votes, choose a Clerk, an Executive Committee of three, a Treasurer and Collector, to transact the business of said Society, to hold their Offices until others are chosen and

sworn in their stead.—And may at the same time or at any subsequent meeting, elect such other officers, make and establish such rules and bye-laws, as to them may appear necessary and convenient, for the regulation and government of said Society, and for carrying into effect the purposes aforesaid, and may annex penalties to the breach thereof: Provided said bye-laws be not repugnant to the Constitution and Laws of this State—And the annual meetings of said Society shall be holden at or near the east & west meeting Houses, alternately.

Sect. 4. And be it further enacted, that it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society, the names of all persons chosen and sworn as officers, and discharge and perform all the duties of the office according to Law.

Sect. 5. And be it further enacted, that it shall be the duty of the executive Committee, to warn by warrant under their hands, all meetings of the Society; to assess the polls and estates of the members of said Society their just and equal proportions, of all sums of money that shall be voted to be raised at any legal meeting of said Society, agreeably to the inventory of the Town for the same year; appropriate the same for the support of the Gospel, and superintend the prudential concerns of the Society. And the executive Committee in assessing the polls and estates of the members of said Society shall have the same power, be subject to the same restrictions, and liable to the same penalties, and shall, in all cases proceed and be governed by the same laws, that govern Selectmen of Towns in this State, in assessing the polls and estates of the Inhabitants of Towns.—And it shall be the duty of the executive Committee of said Society, to make lists of all such assessments, under their hands, and to commit the same to the Collector with a Warrant under their hands and seal.

Sect. 6. And be it further enacted, that it shall be the duty of said Collector seasonably to collect all the taxes assessed on the members of said Society, and committed to him for that purpose, for which he shall have a sufficient Warrant under the hands and seal of the executive Committee aforesaid, and pay over the same according to the directions given in such Warrant.—And the Collector shall have the same power to collect the taxes so assessed, as Collectors in Towns in this State, by law now have.—And said Collector shall continue in Office until he shall have collected all the taxes assessed against the several persons named on his list; And shall give bond to the executive Committee, with sufficient sureties, in a suitable sum, conditioned for the faithful discharge of the duties of his Office.

Sect. 7. And be it further enacted, That it shall be the duty of the Treasurer to receive all monies, securities, and other property which may be committed to his care and deposited in his hands, by the Committee, Collector, or otherwise, for the use of said So-

ciety, and pay out the same by order of the executive Committee, and exhibit a full and fair account of his official doings, and the state of the Treasury annually.—And the said Treasurer shall give bond to the executive Committee, with competent sureties, in a reasonable sum, conditioned for the faithful discharge of the duties of his office—

Sect. 8. And be it further enacted, that any person subscribing the Constitution of said Society, shall be considered a member, and may at the same time direct his assessments to be expended either in the east or west meeting Houses, and the executive Committee shall appropriate the same accordingly until he otherwise direct in writing, at an annual meeting—

Sect. 9. And be it further enacted, that any member shall be discharged from said Society, by giving notice of his request in writing to the executive Committee, and paying his proportion of all demands contracted during his membership, and then standing against said Society—

Sect. 10. And be it further enacted, that said Society shall have a right to use occupy and improve the meeting Houses in said Goffstown, for the purpose of public worship. Provided, always, that nothing in this act shall be construed to deprive any individual, or individuals, of any right or rights he or they may have in or to said meeting Houses; but the same shall remain as though this act had not been passed—

Sect. 11. And be it further enacted, that said Society shall be entitled to have and receive their proportion, according to poll and estate, of the interest money arising from the sale of parsonage lands in said Goffstown; And also be authorised to appropriate the whole of said interest money, equally in the two meeting Houses, for the support of the gospel, the same being transferred to them by vote of the two Parishes, or either of them now holding and improving the same, which vote of transfer shall be good and valid to all intents and purposes—

Sect. 12. And be it further enacted, That the said Society may at any meeting duly warned and holden agreeably to the provisions of this Act grant and vote such sum or sums of money as they may judge necessary and convenient for the settlement, maintenance and support of the ministry and for building and repairing meeting Houses, and for defraying all the necessary expenses of said Society to be assessed on the polls and estates of the members of said Society in just and equal proportions—

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
FIRST CONGREGATIONAL SOCIETY IN NEW CHESTER

[Approved December 11, 1816. Original Acts, vol. 24, p. 9; recorded Acts, vol. 20, p. 505.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Carr Huse, Edward Shaw, John Smith, their Associates, and all who may hereafter associate with said Society, be, and they hereby are incorporated and made a body politic, by the name of The First Congregational Society in New Chester; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be, and hereby are vested with all the powers and privileges which by law are incident to corporations of a similar nature.

And be it further enacted, That the persons above named, or either two of them, may call the first meeting of the members of said Society to be holden at any suitable place in said New Chester on the first Monday of January next, by posting up a notification for that purpose at some convenient public place or places therein at least fifteen days prior thereto, expressing therein the time, place and design of said meeting, and either of the persons calling said meeting may preside therein until a moderator be chosen; at which first meeting a Clerk shall be chosen and sworn to the faithful discharge of the duties of his office; and at the same, or any subsequent meeting of the members of said Society may agree on the manner of calling their annual or any future meetings, and the place or places of holding them, and may also do any acts and transact any business which by virtue of this act they may or can do at their annual meetings; the raising of money only excepted.

And be it further enacted, That the annual meeting of said Society shall be on the first Monday of May forever, at which the members of said Society, who are present, shall choose a Clerk, a Treasurer, three Wardens to manage the prudential affairs of the Society, and a Collector, all of whom shall severally be sworn to the faithful discharge of their respective duties, and continue in office until others are chosen and sworn in their room; and said members may also choose such other officers and agents as may by them be deemed necessary to regulate the concerns of said Society. And all vacancies that may happen in any of said offices may be filled at any special meeting of the Society.

And be it further enacted, That at the annual meetings of said Society the members thereof, who are present, shall have power to ordain and establish rules and by-laws for their regulation and government, and for the prudent management of their affairs; provided the same be not repugnant to the laws of the State.

And be it further enacted that at any annual meeting of said Society the members thereof may vote to raise any sum or sums of money for purchasing, building or repairing any meeting-house or place of public worship, and for the maintenance and support of the Gospel ministry; and the Wardens are hereby empowered to assess all sums so voted, upon the respective members of said Society in equal proportions according to their polls and rateable estates, and to commit a list of such assessment with their warrant for collection to the Collector; and the Collector before receiving any list of taxes or assessments, shall give bond to the Society with sufficient surety in double the sum to be collected for the faithful performance of his duty in seasonably collecting and paying over the money according to the directions of his warrant; and for the purpose of collecting all lists of taxes or assessments, so committed to him, he shall have all the authority of Collectors of town taxes.

And be it further enacted, That said Society may purchase, or receive by donation, or otherwise, and hold in fee simple, or for term of years, any lands or tenements, or any estate, real, personal or mixed, the annual income of which shall not exceed one thousand dollars; and the same may sell and dispose of at pleasure.

And be it further enacted, That said Society shall be entitled to receive of the town of New Chester a proportion of the monies arising from the interest or rents of the lands sold or leased, or that shall hereafter be sold or leased, belonging to two rights of land reserved in the charter of said town—one for the first settled minister, and the other for the benefit of the ministry—and such proportion shall be as the amount of the inventory of the polls and rateable estates of the members of said Society, who are inhabitants of New Chester, is to the total amount of the inventory of said town, and no more; and the Treasurer of said town is hereby authorized and directed to pay over to the Treasurer of said Society, annually, the amount of such proportion.

And be it further enacted, That any person, who shall subscribe a declaration upon the records of said Society promising to be subject to the regulations thereof, adopted in pursuance of the provisions of this act, shall be considered and entitled to the privileges of a member; and that any member, desirous of withdrawing therefrom, shall have liberty so to do, by giving notice to the Clerk in writing, signifying such desire, and paying all his arrears due to said Society.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
FIRST CONGREGATIONAL SOCIETY IN LOUDON.

[Approved December 11, 1816. Original Acts, vol. 24, p. 10; recorded Acts, vol. 20, p. 509.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Jedidiah Tucker, John Ladd, John Kinney, their Associates, and all who may hereafter associate with said Society, be, and they hereby are, incorporated and made a body politic, by the name of the First Congregational Society in Loudon; and by that name may sue and be sued, plead and be impleaded, and be known and distinguished in their Acts and proceedings, in all cases whatever; and shall be, and hereby are, vested with all the powers and privileges which by law are incident to corporations of a similar nature.

Section 2. And be it further enacted, That the persons above named, or either two of them, may call the first meeting of the members of said Society, to be holden at any suitable place in said Loudon on the first Monday of January next, by posting up an Advertisement for that purpose at the meeting house in said Loudon, at least fifteen days prior thereto, expressing therein the time, place, and design of the meeting; and the said Jedidiah Tucker, John Ladd, and John Kinney, or either of them, shall preside therein until a moderator shall be chosen; at which said meeting, a clerk shall be chosen, and sworn to the faithful discharge of the duties of his office; and the members may, at said first meeting, agree on the manner of calling future meetings; and may also do any acts, and transact any business, which by the provisions of this act they may or can do at their annual meetings.

Section 3. And be it further enacted, That the annual meeting of said Society shall be on the first Monday of April forever; at which, the members of said Society, who are present, and qualified to vote in the choice of Senators for the State Legislature, shall choose a Clerk, three Wardens to manage the prudential affairs of the Society, and a Collector, who shall severally be sworn to the faithful discharge of their respective duties, and shall continue in office until others are chosen and sworn in their stead; and said members may also choose such other officers or agents as may by them be deemed necessary to regulate the concerns of the Society: And all vacancies that may happen in any of said offices may be filled at any special meeting of the Society.

Section 4. And be it further enacted, That at the annual meetings of said Society, the members thereof, qualified as aforesaid,

shall have power to ordain and establish rules and by-laws for their regulation and government, and for the prudent management of their affairs; provided the same be not repugnant to the laws of the State; and for the breach thereof may annex the penalty of disfranchisement for any one offence: And said members may also vote to raise any sum or sums of money for purchasing, building, or repairing any meeting house, or place of public worship, and for the maintenance and support of the Gospel Ministry; and the Wardens are hereby empowered to assess all sums, so voted, upon the respective members of said Society, in equal proportions according to their polls and rateable estates, and to commit a list of such assessment, with their warrant for collection, to the collector: And the collector, before receiving any list of taxes or assessments, shall give bond, with sufficient surety, to the Society, in double the sum to be collected, for the faithful performance of his duty in seasonably collecting and paying over the money according to the directions of his warrant: And for the purpose of collecting all such lists, so committed to him, he shall have all the authority of collectors of town taxes.

Section 5. And be it further enacted, That said Society may purchase, or receive by donation or otherwise, and hold in fee-simple, or any less estate, any lands or tenements, or any estate, real, personal, or mixed, the annual income of which shall not exceed one thousand dollars; and the same may sell and dispose of at pleasure. And said Society shall have a right to meet in and occupy the meeting house now in said Loudon, for the purpose of public religious worship, and other purposes connected therewith—Provided, however, that this shall not be construed to impair the right of any individual or individuals interested therein.

Section 6. And be it further enacted, That any person wishing to withdraw from said Society, shall be discharged from the same, by giving notice, in writing, of his intention, to the Clerk thereof, and paying all monies legally assessed on him previous to such notice.

[CHAPTER 11.]

State of)
New Hampshire.)

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE CAMPTON SACRED MUSIC SOCIETY.

[Approved December 11, 1816. Original Acts, vol. 24, p. 11; recorded Acts, vol. 20, p. 512.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Robert Morrison, Moses Baker, Junior, and their Associates, and those who may hereafter associate

with them, be, and they hereby are incorporated and made a body politic, by the name of The Campton Sacred Music Society; and by that name may sue and be sued prosecute and defend to final judgment and execution; and be known and distinguished in their acts and proceedings, and in all cases whatever; and said Society is hereby vested with all the powers and privileges of corporations of a similar nature.

And be it further enacted, That said Society be, and hereby is authorized and empowered to receive subscriptions, grants and donations of personal estate, and to hold and enjoy the same to any amount not exceeding in value the sum of one thousand dollars.

And be it further enacted, That the persons above named, or either of them, shall have full power to call the first meeting of the members of said Society at such time and place as they may deem proper, by posting a notification for that purpose at the meeting-house in Campton, ten days before said meeting; at which or any subsequent meeting, the said members may ordain and establish rules and by-laws for their regulation and government, and for the prudent management of their affairs; may choose all such officers as they may deem proper, who shall continue in office until others are chosen in their room, and may agree on the time of their annual meetings, the place of holding the same, and the method of calling them and all future meetings of said Society. And all sums of money that shall be deemed necessary for promoting and advancing the interests and objects of said Association, shall be raised at the annual meetings, and at no other time.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE REUBEN LOVERING, OF LOUDON, TO ASSUME THE NAME OF REUBEN MASON.

[Approved December 11, 1816. Original Acts, vol. 24, p. 12; recorded Acts, vol. 20, p. 514.]

Be it enacted by the Senate and House of Representatives in General Court convened that, Reuben Lovering of Loudon in the County of Rockingham and State of New Hampshire be and hereby is authorized to assume the name of Reuben Mason, instead of Reuben Lovering, and by the name of Reuben Mason shall forever hereafter be known and called; any law, usage or custom to the contrary notwithstanding.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO INCORPORATE
 A COMPANY BY THE NAME OF THE LONDONDERRY BRANCH
 TURNPIKE CORPORATION, PASSED JUNE 17. 1812

[Approved December 11, 1816. Original Acts, vol. 24, p. 13; recorded
 Acts, vol. 20, p. 515. See act referred to, *ante*, p. 87.]

Whereas the time allowed by said act to which this is in addition,
 for the Proprietors to make and complete said road, has been
 represented to be insufficient for that purpose,

Therefore,

Be it enacted by the Senate and House of Representatives in
 General Court convened, that the further time of one year, from
 and after the seventeenth day of June next, be allowed to the Proprietors
 of the Londonderry Branch Turnpike Corporation, to make and complete
 said road, anything in said act to the contrary notwithstanding.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS INTO A SOCIETY, BY THE
 NAME OF THE WALPOLE EPISCOPALIAN SOCIETY.—

[Approved December 11, 1816. Original Acts, vol. 24, p. 14; recorded
 Acts, vol. 20, p. 516.]

Be it enacted by the Senate and House of Representatives, in
 General Court convened, that Thomas C. Drew, Moses Southard,
 Ira White, Aaron Southard, Stephen Johnson, Jacob Putnam, Joseph
 Field, Nehemiah Chandler, Holland Burt and Nehemiah Royce, inhabitants
 of the town of Walpole, in the County of Cheshire, and their associates
 and successors, be and they hereby are incorporated into a Religious
 Society and body corporate by the name and style of the *Walpole
 Episcopalian Society*, to have continuance and succession forever,
 and in that name may sue and prosecute, and be sued & prosecuted,
 to final judgment and execution, and shall be and hereby are invested
 with all the powers and privileges incident to corporations of a similar
 nature, and may make, purchase and receive subscriptions, grants and
 donations of real and personal estate, the nett proceeds of which shall
 not ex-

ceed (exclusive of the House of public worship and its appurtenances) the annual sum of one thousand dollars.

And be it further enacted, that any person who may hereafter desire to join said Society, and shall communicate to the Clerk thereof such his desire, in writing, by him subscribed, on or before the first monday following Easter Sunday, in any future year, such person shall in common with the other members of said Society, be entitled to all the rights, privileges and immunities to the same belonging, and shall be subjected to a share of all the burthens & expences of said Society. And any person who may at any time desire to withdraw from said Society, having given notice thereof to the Clerk of said Society, in writing, by him subscribed, shall thereafter be exempt from all expences and liabilities incurred by having become a member of said Society. Provided nevertheless, that all persons making application, as aforesaid, to become members of said Society, who previously belonged to any religious Society, in said Walpole, or in the town of Alstead or Langdon, in said County, shall previous to such admission produce satisfactory certificates to the Clerk of said Society, that they had paid their proportions of all assessments made in such societies, while members thereof; and provided also that no person belonging to said Society shall be discharged therefrom, previous to the payment of his or her proportion of any monies, that shall be assessed at the time of his or her giving notice as aforesaid—

And be it further enacted, that said Society shall have power to raise, from time to time, such sum or sums of money, as they shall judge necessary, for the support of an episcopalian minister of the gospel, for building and repairing a house for public worship, and for other necessary and incidental expences of said Society, said sum or sums to be assessed upon the polls and rateable estates of the members of said society; and said Society shall have power to choose all such officers as shall be necessary for carrying into effect the objects, and into execution the powers, granted by this act; and to make and adopt such rules, regulations and bye-laws as they shall deem expedient, not repugnant to the laws of this State. And the several officers chosen by said society shall be sworn and qualified in the same manner, and shall have the same powers and exercise the same authority, and shall be subject to the same penalties, for misconduct in office, as similar officers, who are by law required to be sworn. And it shall be the duty of the clerk of said Society, to make and keep in a book or books to be provided and kept for that purpose, a fair and true copy of this act, and a record of all the rules, bye-laws and proceedings of the said Society, and of all the notifications and writings, which he may receive agreeably to the provisions of this act.—

And be it further enacted, that the said Thomas C. Drew and Moses Southard, or either of them, may call the first meeting of

said Society in said Walpole, and shall preside therein until a moderator shall be chosen, which meeting shall be warned by posting notifications, for that purpose, signed by said Drew and Southard, or either of them, one at the meeting house, in said Walpole, and another at some public place in Drew's Ville, so called, in the Northeasterly part of said town of Walpole, at least fifteen days previous to the time of holding said meeting, in which notifications shall be inserted the intent and design of said meeting, and the subject matter of all business, matters and things to be acted upon at the same. At which meeting said Society may transact any business, except that of raising money, which shall be done at the annual meeting and at no other time.—

And be it further enacted, that said Society shall hold their annual meeting, in said Walpole, on the first monday following Easter Sunday.

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE THOMAS HALL TO ERECT A DAM ACROSS A PART OF CONNECTICUTT RIVER.

[Approved December 12, 1816. Original Acts, vol. 24, p. 15; recorded Acts, vol. 20, p. 519.]

Sec. 1st. Be it enacted by the Senate and House of Representatives, in General Court convened, That Thomas Hall of Barnet in the County of Caledonia and State of Vermont, his heirs, and assigns, be and hereby are authorized to erect and keep in repair a Dam across a portion of Connecticutt River from the lower part of said Barnet to an island, situated in the Falls in said River in the Town of Lyman in this State; to commence on the Western Bank of said River about twenty three rods below a Dam now built across said River under a grant to Calvin Palmer, and to extend thence to the South part of said island: and that said Hall, his heirs, and assigns have and are entitled to the exclusive privilege of erecting and keeping in repair any Mill, or Mills, or other buildings on the Dam allowed to be built as aforesaid by this Act.

Provided, nevertheless, That said Dam be so constructed and used as not to obstruct the passage of lumber down said River and not to injure the Dam now built as aforesaid, or any Mills, and other buildings, which may at present or hereafter be erected thereon.

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE TOWN OF BARTLETT TO ERECT AND
KEEP IN REPAIR A BRIDGE OVER SACO RIVER.

[Approved December 13, 1816. Original Acts, vol. 24, p. 16; recorded Acts, vol. 20, p. 521. Session Laws, 1815-21, p. 60. See acts of June 28, 1816, *ante*, p. 519; December 26, 1816, *post*; June 22, 1819, *post*; June 14, 1822, recorded Acts, vol. 22, p. 106; July 1, 1837, Session Laws, 1837-41, Chap. 362; and June 24, 1839, *id.*, Private Acts, Chap. 8.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the Town of Bartlett in the County of Coos, be, and hereby is authorized and empowered to erect, finish and keep in repair a Bridge over Saco River in said Town, at or near the place in said Town where the old Bridge now stands.

Sec. 2. And be it further enacted, That the said Town of Bartlett, at a legal meeting of the inhabitants duly notified and warned, may authorize the Selectmen for the time being, to assess on the inhabitants of said town in the same proportion, one with another, as they are assessed for State and County taxes, a sum sufficient to build and finish said Bridge, and said Town of Bartlett may then and there choose and appoint five Directors to superintend the making, building and finishing of the same; and said Directors shall give bond with sufficient sureties for the faithful discharge of their duty.

Sec. 3. And be it further enacted, That said inhabitants shall have liberty to work out said tax on the Bridge so to be made and built, and shall be allowed for their labor at the rate of eight cents per hour for every able bodied man, finding his own diet and tools, and for ox-work at the same price per yoke; provided that the said labor be offered at any time when the Selectmen aforesaid shall require the same to be performed; and if the tax aforesaid is not duly paid, or worked out, as is herein provided, on or before the first day of October annually, provided the same had been required as aforesaid, then the Selectmen aforesaid shall proceed in collecting the same in the same way and manner as Collectors of State and County taxes are by law directed to do.

Sec. 4. And be it further enacted, That when the said Bridge shall be completed according to this act, and it shall be made so to appear to the Justices of the Superior Court of Judicature, or Court of Common Pleas for the County of Coos, the said Selectmen may erect a toll-gate, appoint a collector, and receive toll as is herein after permitted.

Sec. 5. And be it further enacted, That it shall and may be

lawful for the Toll-gatherer, so to be appointed, to collect of and from all and every person or persons, using said Bridge, the rates and tolls hereinafter mentioned, and to stop any person from passing over said Bridge until the toll shall be paid:—That is to say, For every horse and his rider, four cents; for each two-wheeled carriage with one horse, twelve cents, and three cents for each additional horse; for each four-wheeled waggon, drawn by one horse, six cents; and three cents for each additional horse; for each four-wheeled carriage of pleasure, or for passengers, drawn by two horses, twenty cents; and three cents for each additional horse; for each sleigh drawn by one horse, five cents, and three cents for each additional horse; for each cart, sled, waggon or other carriage of burden, drawn by one yoke of oxen, six cents, and four cents for each additional yoke of oxen or pair of horses; for each horse, except those ridden on, or each neat creature, one and a half cent, and for each sheep or swine, one half cent; Provided however that no toll shall be taken from any militia officer or soldier belonging to Bartlett or any other town, going to or returning from any training or place of muster, or going to or returning from places of public worship on the sabbath, or from persons attending a funeral; and at all times when the toll-gatherer does not attend his duty, the gate shall be left open.

Sec. 6. And be it further enacted, That the Town of Bartlett may be indicted for want of repairs of said Bridge after the toll-gate is erected, and may be fined in the same way and manner as Towns are by law finable for suffering highways and bridges to be out of repair.

Sec. 7. And be it further enacted, That at the end of every four years after the setting up of the toll-gate as aforesaid an account of the expenditures upon said Bridge and the profits arising therefrom shall be laid before the Justices of the Superior Court of Judicature for the time being under penalty of the forfeiture, for the neglect thereof, of the privileges of this act in future. And if the nett profits for the four years aforesaid shall exceed twelve per centum per annum, the said Justices may reduce the future rate of toll so far as that it may not exceed twelve per centum per annum; and if the said profits shall not amount to eight per centum per annum, the said Court may raise the future rate of toll so that it shall not be less than eight nor more than twelve per centum per annum.

Sec. 8. And be it further enacted That the nett proceeds of toll so to be collected shall be appropriated in manner following, towit: So much thereof as shall be equal to six per cent on the amount of expense of building said Bridge, shall go to the Town of Bartlett as interest on the money so laid out, and the remainder shall be considered a sinking fund to be appropriated towards a reimbursement to the Town of Bartlett of the expenses of building

said Bridge; and as said expense shall be diminished, so shall the Town of Bartlett be entitled from time to time to appropriate for the payment of interest, only so much of said toll as will pay six per cent on the balance of the account of expenditures for building and finishing said Bridge; and shall appropriate the balance of said toll towards the future extinguishment of said balance of account of expenditures. And after a sum has been collected sufficient to pay the expense of building and finishing said Bridge, and to pay six per cent interest on the amount of said expense, then and afterwards the said Bridge shall be free from toll, and no toll shall be taken for passing thereon until such time as the Justices aforesaid shall be of opinion and determine that repairs are necessary, or that a new Bridge ought to be built, and in such case the said Town of Bartlett shall repair or rebuild said Bridge, as said determination may be, and shall be entitled to and receive the toll granted and established by this act, subject to all the limitations and restrictions therein made and set forth.

And be it further enacted, That if in two years from the passing of this act, the said Bridge shall not be finished and completed agreeably to the provisions of this act, every part and clause thereof shall be null and void.—

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT AUTHORIZING MOLLY CUMMINGS TO ASSUME THE NAME OF MARY CUMMINGS.

[Approved December 13, 1816. Original Acts, vol. 24, p. 17; recorded Acts, vol. 20, p. 526.]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing this act, Molly Cummings of Roxbury in the County of Cheshire in said State, be allowed to take the name of Mary Cummings; and that she shall hereafter be known by that name, any law, usage or Custom to the contrary notwithstanding: provided nevertheless, that this Act shall not in the least effect any contract, suit at law, or any other matter or thing, which may have been done or transacted by her under the name of Molly Cummings.

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT AUTHORIZING JOSIAH BADCOCK JUN^R TO ASSUME THE
 NAME OF JOSIAH BABCOCK—

[Approved December 14, 1816. Original Acts, vol. 24, p. 18; recorded Acts, vol. 20, p. 527.]

Be it enacted by the Senate & House of Representatives in General Court convened, That from & after the passing of this act Josiah Badcock Jun^r of Andover in the county of Hillsborough in said State, be allowed to assume & take the name of Josiah Babcock, and that he shall hereafter be known by that name any law, usage or custom to the contrary notwithstanding;—Provided nevertheless that this Act shall in no way or manner affect any contract, suit at law, or any other matter or thing which have been done or transacted by him under the name of Josiah Badcock J^r

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO PREVENT THE CIRCULATION AND CURRENCY OF CERTAIN
 BANK BILLS OF A DENOMINATION LESS THAN ONE DOLLAR—

[Approved December 14, 1816. Original Acts, vol. 24, p. 19; recorded Acts, vol. 20, p. 528. Session Laws, 1815-21, p. 72. Laws, 1824 ed., p. 25; id., 1830 ed., p. 131. See acts of June 18, 1802, Laws of New Hampshire, vol. 7, p. 119, and June 25, 1818, *post*. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened—That from and after the first day of February next, no person shall pay in discharge of any contract or bargain, or for any valuable consideration whatever, any bank bill of a less denomination than One dollar, issued by any Bank, or Banking company, other than Banks incorporated by the authority of this State, under penalty of five dollars; to be recovered of the person so paying the same, by action of debt, with cost of suit, to the use of any person who shall, within six months thereafter, prosecute for the same—

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF SAMUEL WORTLEY HADLOCK—

[Approved December 16, 1816. Original Acts, vol. 24, p. 20; recorded Acts, vol. 20, p. 529.]

Be it enacted by the Senate and house of Representatives in General Court convened that Samuel Wortley Hadlock be, and he hereby is authorised and empowered, to assume and bear the name of Samuel Wortley Hadley, and in future to be called & known by that name, any usage or custom to the contrary notwithstanding.—Provided however, that nothing herein shall effect any former contract, or liability, in any way whatever.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO EMPOWER JOHN HAYES J^R TO ASSUME THE NAME OF JOHN PRAY HAYES.

[Approved December 16, 1816. Original Acts, vol. 24, p. 21; recorded Acts, vol. 20, p. 530.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the name of John Hayes J^r of Barrington, in the County of Strafford, be altered and changed to John Pray Hayes, and that he be hereafter known and called by the name of John Pray Hayes, any law or usage to the contrary notwithstanding.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST FREE WILL BAPTIST SOCIETY IN NORTH HAMPTON.

[Approved December 18, 1816. Original Acts, vol. 24, p. 22; recorded Acts, vol. 20, p. 530.]

Be it enacted by the Senate and House of Representatives in General Court convened That Ebenezer Leavitt, Jacob Brown, Jun. Tristram Dalton and Levi Marston, and their associates and successors be and they hereby are incorporated into a Religious So-

ciety and body corporate by the name and style of the First Free-will Baptist Society in North Hampton to have continuance and succession forever, and in that name may sue and prosecute and be sued and prosecuted to final judgment and execution, and shall be and hereby are invested with all the powers and privileges incident to corporations of a similar nature, and may make, purchase and receive subscriptions, grants and donations of real and personal estate, the nett proceeds of which (exclusive of the House of public worship and its appurtenances) shall not exceed the annual sum of one thousand dollars.

And be it further enacted, That any person who may hereafter desire to join said society, and shall communicate to the Clerk thereof such his desire in writing by him signed, shall, in common with the other members of said Society be entitled to all the rights, privileges and immunities to the same belonging and shall be subjected to a share of all the burthens and expences of said Society. And any person desiring to withdraw from said society having given notice thereof to the Clerk, in writing, shall on payment of his or her proportion of any monies that may be assessed at the time of such notice, be thereafter exempt from all liabilities incurred by having become a member of said society

And be it further enacted, That said Society shall have power to raise from time to time such sum or sums of money as they shall judge necessary for the support of a Free will Baptist Minister of the Gospel, for building and repairing a house of public worship, and for other necessary and incidental expences of said Society, which assessments shall be made upon the polls and rateable estates of said society. And said society shall have power to elect all such officers as shall be necessary for carrying into effect the objects this act, and may make and adopt bye laws and regulations not repugnant to the laws of this State. And all officers chosen by said society shall be duly sworn and liable for misconduct in the same manner as similar officers who are by law required to be sworn. And it shall be the duty of the clerk of said society to make a true record of this act, and of all the rules, bye laws and proceedings of said society.

And be it further enacted, That the said Ebenezer Leavitt and Jacob Brown, Jun. or either of them may call the first meeting of said Society in said North Hampton, and shall preside therein until a moderator shall be chosen, which meeting shall be warned by posting notifications for that purpose signed by said Leavitt and Brown one at the meeting house in said North Hampton and another at some public place in the same town, at least fifteen Days prior to the time of holding said meeting, in which notifications shall be inserted the subject matter of all business to be transacted at the same, and at which said Society may transact any business except that of raising money, which shall be done at the annual meeting, and at no other time.

And be it further enacted, That said Society shall hold their annual meeting in said North Hampton on the third Monday of March.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT TO CONSTITUTE TWO COMPANIES OF CAVALRY IN THE SIXTH REGIMENT OF MALITIA IN SAID STATE.

[Approved December 18, 1816. Original Acts, vol. 24, p. 23; recorded Acts, vol. 20, p. 533. Session Laws, 1815-21, p. 73.]

Whereas the Company of Cavalry belonging to said Regiment is composed of soldiers of each town which constitute said Regiment. In consequence thereof, and the local situation being such, said Company has become broken, disorganized, and destitute of Officers:—And in its present remote situation, it is difficult if not, impossible to organize, and discipline said Company, as the law directs—

Therefore be it enacted by the Senate and House of Representatives, in general Court convened. That instead of one Company, there shall be two Companies of cavalry annexed to said Regiment of Malitia, each to consist of not more than thirty two rank and file. The Officers and Soldiers residing within the towns of Winchester Swanzey, and Richmond shall constitute one of said Companies, and the Officers and Soldiers residing within the towns of Chesterfield and Hindsdale shall constitute the other of said Companies; and said Companies shall be formed, and the Officers thereof, appointed and commissioned agreeably to the laws of this State

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE CONGREGATIONAL SOCIETY IN PLAISTOW.

[Approved December 18, 1816. Original Acts, vol. 24, p. 24; recorded Acts, vol. 20, p. 534.]

Sect. 1. Be it enacted by the Senate & House of Representatives in General Court convened; that Joseph Welch, Ezekiel Gile, Nathaniel Clark, Simeon Kelly, Benjamin Bradley, Simeon Welch, Moses Welch, Joseph Byrant, Daniel Harriman, Nathaniel Clark Junior True Kimball, David Clark, John Bryant John Ayer, Nich-

olas White, Moses Harriman, Isaac Hall, Thomas Hall, Christopher Clement, Joseph Hills, & Daniel Stevens, & their associates & successors, be, & they are hereby incorporated into a body politic & corporate, by the name of the Congregational Society in Plaistow; and by that name may sue & be sued, prosecute & be prosecuted to final judgment & execution; and may receive by gift, grant or otherwise, & hold any estate, real personal or mixed; provided the annual income of the same shall not exceed one thousand dollars; & they are hereby vested with all the powers & privileges, necessary to the purposes, for which they are incorporated.

Sec. 2. And be it further enacted, that the said Joseph Welch, Ezekiel Gile or Nathaniel Clark, or either of them, are hereby empowered to warn the first meeting of said Society to be holden at the meeting house in said Plaistow on the third monday of January next, by posting up a notification at the said meeting house, fifteen days before the time of holding said meeting; in which notification shall be expressed the time & place of holding said meeting, & the business to be transacted at the same; & the said Joseph Welch or Ezekiel Gile, or Nathaniel Clark, shall preside in said meeting till a moderator shall be chosen. And the said Society may at their first meeting, & at all other of their meetings, duly warned & holden, choose a clerk, assessors, & other officers, necessary for the prudent & convenient managing of the business of the Society; which officers may be sworn & qualified in the usual manner of qualifying the officers of towns.

Sec. 3. And be it further enacted, that the said Society may, at any legal meeting, make all such rules, orders & bye laws, as to them may seem proper, not repugnant to the constitution & laws of this State; & they may establish the time of holding their annual meetings, & transact any other business proper to the Society, except the raising of money, which shall always be done at their annual meetings.

Sec. 4. And be it further enacted, that at their annual meetings the said Society may vote all such sums of money as may be necessary for the support of the Gospel ministry & for building & repairing a house or houses of public worship, & for the other purposes of their corporation; which sums may be collected by assessment on poll & estate, in the usual manner of collecting the taxes in towns. And the said Society may use the meetinghouse in said Plaistow; but nothing in this act contained shall be so construed, as to affect the property of the said town or any individual in the said meetinghouse.

Sec. 5. And be it further enacted, that any person may become a member of said Society by signing the constitution, which they may establish; & any person wishing to withdraw from said Society, shall be discharged from the same, by giving notice in writing of his intention to the clerk of the Society, & paying all moneys legally assessed on him prior to such notice.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AND IN AMENDMENT OF AN ACT, ENTITLED
“AN ACT TO AMEND THE CHARTER AND ENLARGE AND IMPROVE
THE CORPORATION OF DARTMOUTH COLLEGE.—

[Approved December 18, 1816. Original Acts, vol. 24, p. 25; recorded Acts, vol. 20, p. 537. Session Laws, 1815-21, p. 74. The act referred to is dated June 27, 1816, *ante*, p. 505. See additional act of December 26, 1816, *post*.]

Whereas the meetings of the Trustees and Overseers of Dartmouth University, which were summoned agreeably to the provisions of said act, failed of being duly holden, in consequence of a quorum of neither said Trustees nor overseers attending at the time and place appointed, whereby the proceedings of said corporation have hitherto been and still are delayed:

Be it enacted by the Senate and House of Representatives, in General Court convened, That the Governor be, and he is hereby, authorized and requested to summon a meeting of the Trustees of Dartmouth University, at such time and place as he may deem expedient. And the said Trustees, at such meeting, may do and transact any matter or thing, within the limits of their jurisdiction & power, as such Trustees, to every intent and purpose, and as fully and completely as if the same were transacted at any annual or other meeting. And the Governor, with advice of Council, is authorized to fill all vacancies that have happened or may happen, in the board of said Trustees, previous to their next annual meeting. And the Governor is hereby authorized to summon a meeting of the overseers of said University, at such time and place as he may consider proper. And provided a less number than a quorum of said Board of Overseers convene at the time and place appointed for such meeting of their Board, they shall have power to adjourn, from time to time, until a quorum shall have convened.

And be it further enacted, That so much of the act to which this is an addition, as makes necessary any particular number of Trustees or Overseers of said University to constitute a quorum for the transaction of business, be and the same hereby is repealed; and that hereafter nine of said Trustees, convened agreeably to the provisions of this act, or to those of that, to which this is an addition, shall be a quorum for transacting business; & that in the board of Trustees six votes at least shall be necessary for the passage of any act or resolution. And provided also, that any smaller number than nine of said Trustees, convened at the time and place, appointed for any meeting of their Board, according to the provisions of this act, or that to which this is an addition, shall have

power to adjourn from time to time, until a quorum shall have convened.

And be it further enacted, That each member of said Board of Trustees, already appointed or chosen, or hereafter appointed or chosen, shall, before entering on the duties of his office, make and subscribe an oath for the faithful discharge of the duties afore-said; which oath shall be returned to and filed in the office of the Secretary of State, previous to the next regular meeting of said Board, after said member enters on the duties of his office as afore-said.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT AUTHORIZING BARZILLA HAYFORD TO ASSUME AND USE THE NAME OF WILLIAM B. HAYFORD.

[Approved December 18, 1816. Original Acts, vol. 24, p. 26. Missing from recorded Acts.]

Be it enacted by the Senate and house of Representatives in general court convened—That Barzilla Hayford of Meredith in the county of Strafford, Assume and use the name of William B. Hayford and that he hereafter be known and called by the name of William B. Hayford, any law or usage to the contrary notwithstanding.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO PROVIDE FOR PUBLISHING REPORTS OF THE SUPREME JUDICIAL COURT."

[Approved December 18, 1816. Original Acts, vol. 24, p. 27. Missing from recorded Acts. Session Laws, 1815-21, p. 75. This act repeals the act of June 26, 1815, *ante*, p. 429.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That the act, entitled "An act to provide for publishing the decisions of the Supreme Judicial Court," passed June 26, 1815, be, and the same is hereby, repealed.

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO, AND AMENDMENT OF AN ACT, ENTITLED
 "AN ACT TO INCORPORATE THE PROPRIETORS OF LANCASTER SO-
 CIAL LIBRARY."

[Approved December 18, 1816. Original Acts, vol. 24, p. 28. Missing from recorded Acts. The act referred to is dated June 18, 1805, Laws of New Hampshire, vol. 7, p. 402.]

Whereas inconveniences have arisen to said proprietors in consequence of the time at which their annual meeting is holden, for remedy of which,

Be it enacted by the Senate and House of Representatives in General Court convened, That from & after the first day of February next, the said proprietors be, and hereby are authorized & impowered to hold their meetings for the choice of officers and all other purposes on the first Monday of January annually, instead of the first Monday of September any thing in their act of incorporation to the contrary notwithstanding. Provided nevertheless the officers, who were chosen at the last annual meeting, may continue to hold their offices until the first Monday of January in the year of our Lord one thousand eight hundred and eighteen, and until others are chosen & sworn in their room.

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO REPEAL ALL ACTS HERETOFORE PASSED RELATIVE TO THE
 PASSAGE OF ALEWIVES AND OTHER FISH, IN EASTERMAC AND TAR-
 BEL'S BROOKS IN NOTTINGHAM WEST, IN THE COUNTY OF HILLS-
 BOROUGH.—

[Approved December 19, 1816. Original Acts, vol. 24, p. 29. Missing from recorded Acts. Session Laws, 1815-21, p. 76. Laws, 1824 ed., p. 116; id., 1830 ed., p. 248. This act repeals acts of March 6, 1778, Laws of New Hampshire, vol. 4, p. 150; March 26, 1779, id., p. 206; and June 13, 1807, id., vol. 7, p. 579. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Whereas the existing laws, that regulate and prohibit the taking of fish in Eastermac and Tarbel's Brooks in Nottingham-West in the County of Hillsborough, up which only a few alewives run, require the keeping open fish-courses and impose other restrictions relative to the waters and dams in said brooks, which prevent the

Mills thereon, some weeks in the summer season, from grinding grain for the inhabitants of said Town, as might otherwise be done; whereby the inhabitants of said Town suffer great inconvenience and loss—therefore,

Be it enacted by the Senate and House of Representatives in General Cour convened, that “an Act for removing the obstructions to the passage of Alewives and other Fish, in a Brook, running from Woostunnick-Pond in Nottingham-West in the County of Hillsborough to Merrimac-River, passed March 6th. 1778—and also “an Act for altering an Act, entitled an Act for removing the obstructions to the free passage of Alewives and other Fish in a Brook, running from Wootunnick Pond in Nottingham-West in the County of Hillsborough to Merrimac-River—passed March 26th, 1779—and all other Acts, heretofore passed, relative to the passage of Fish in Eastermac and Tarbell’s Brooks—now so called—in Nottingham-West in the County of Hillsborough—be and the same hereby are repealed—

Provided, however, that nothing in this Act contained, shall be construed to affect any action or right of action to recover a penalty heretofore incurred under the provisions of any of the Acts afore-said.

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CENTRE CONGREGATIONAL SOCIETY IN NEW-CHESTER—

[Approved December 19, 1816. Original Acts, vol. 24, p. 30. Missing from recorded Acts.]

BE it enacted by the Senate and House of Representatives in General Court convened, That Wait Stevens, John Sargent, Meshach Cate, their Associates, and all who may hereafter associate with said Society, be, and they hereby are, incorporated, and made a body politic, by the name of The Centre Congregational Society in New Chester, and by that name may sue & be sued, prosecute and defend to final judgement & execution, and may be known & distinguished in their Acts and proceedings, and in all cases whatever; and shall be, and hereby are, vested with all the powers & privileges which by law are incident to corporations of a similar nature—

And be it further enacted, That the persons above named, or either two of them, may call the first meeting of the members of said Society, to be holden at any suitable place, in said New-Chester, on the first monday of February next, by posting up a notifica-

tion for that purpose, at some convenient public place or places therein, at least fifteen days prior thereto, expressing therein the time, place and design of said meeting, and either of the persons calling said meeting may preside therein until a moderator be chosen, at which first meeting a Clerk shall be chosen, and sworn to the faithful discharge of the duties of his office, and at the same or any subsequent meeting, the members of said Society may agree on the manner of calling their annual, or any future meetings, and the place or places of holding them, and may also do any acts, and transact any business, which by virtue of this act they may do at their annual meetings; the raising of money only excepted—

And be it further enacted, That the annual meeting of said Society shall ever be holden on the first monday of September, at which the members of said Society, who may be present, shall choose a Clerk, a Treasurer, three Wardens to manage the prudential affairs of the Society, and a Collector, each of whom shall be sworn to the faithful discharge of their respective duties, and shall continue in office until others are chosen & sworn in their room; and said members may also choose such other officers & agents as may, by them, be deemed necessary; to regulate the concerns of said Society—And all vacancies that may happen in any of said offices may be filled at any special meeting of the Society—

And be it further enacted, That at the annual meetings of said Society the members thereof, who are present, shall have power to ordain & establish rules and by-laws for their regulation and government, and for the prudent management of their affairs, provided the same be not repugnant to the laws of the State—

And be it further enacted, That at any annual meeting of said Society the members thereof may vote to raise any sum or sums of money, for purchasing, building, or repairing, any meeting-house or place of public worship, and for the maintenance and support of the Gospel ministry; and the Wardens are hereby empowered to assess all sums so voted, upon the respective members of said Society, in equal proportions, according to their polls and rateable estate, and to commit a list of such assessment with their warrant for collection to the Collector; and the Collector, before receiving any list of taxes or assessments, shall give bond to the Society with sufficient surety, in double the sum to be collected, for the faithful performance of his duty, in seasonably collecting & paying over the money according to the directions of his warrant; and for the purpose of collecting all lists of taxes or assessments so committed to him, he shall have all the authority of Collectors of town taxes—

And be it further enacted, That said Society may purchase, or receive by donation, or otherwise, and hold in fee simple, or for term of years, any lands or tenements, or any estate, real, personal or mixed, the annual income of which, shall not exceed one thousand dollars; and the same may sell & dispose of at pleasure—

And be it further enacted, That said Society shall be entitled to receive of the town of New-Chester, a proportion of the money arising from the interest or rents of the lands sold or leased, or that shall hereafter be sold or leased, belonging to two rights of lands reserved in the Charter of said town, one for the first settled minister, and the other for the benefit of the ministry; and such proportion shall be as the amount of the inventory of the polls & rateable estates of the members of said Society, who are inhabitants of New-Chester, is to the total amount of the inventory of said town, and no more; and the Treasurer of said Town is hereby authorized and directed to pay over to the Treasurer of said Society annually the amount of such proportion—

And be it further enacted, That any person, who shall subscribe a declaration upon records, of said Society, promising to be subject to the regulations thereof, adopted in pursuance of the provisions of this Act, shall be considered and entitled to the privileges of a member; and that any member desirous of withdrawing therefrom, shall have liberty so to do, on giving fifteen days previous notice to the Clerk, in writing, signifying such desire & intention, and paying his proportion of all arrears due to said Society—

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CONGREGATIONAL SOCIETY IN LEBANON.

[Approved December 19, 1816. Original Acts, vol. 24, p. 31. Missing from recorded Acts.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Joseph Wood, Thomas Waterman, Stephen Billings, William Sanborn, Nathaniel Hall, Nathaniel Porter, their Associates, and all who may hereafter associate with said Society, be, and they hereby are, incorporated and made a body politic, by the name of The Congregational Society in Lebanon; and by that name may sue and be sued, prosecute and defend to final judgment and execution; and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be and hereby are vested with all the powers and privileges which by law are incident to corporations of a similar nature.

And be it further enacted, That either two of the three persons first above named, may call the first meeting of the members of said Society to be holden at any suitable place in said Lebanon, on the last Tuesday of January next by posting up a notification

for that purpose, at the meeting-house in said Lebanon at least fifteen days prior thereto, expressing therein the time, place and design of said meeting, and either of the persons calling the meeting, may preside therein, until a moderator shall be chosen; and at said meeting the members present may choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office; may agree on the manner of calling future meetings, and may do and transact any business, which by the provisions of this act they may or can do at their annual meeting.

And be it further enacted, That the annual meeting of said Society shall be on the first Tuesday of April forever; at which the members of said Society, who are present, shall choose a Clerk, Treasurer, three Wardens, to manage the prudential affairs of the Society, a Collector, and such other officers as may be deemed necessary, for the management of their concerns; each of whom shall be sworn to the faithful discharge of their respective duties. And all vacancies that may happen in any of said offices may be filled at any special meeting of the Society.

And be it further enacted, That at the annual meetings of said Society the members thereof shall have power to ordain and establish rules and by-laws for their regulation and government, and the prudent management of their affairs, provided the same be not repugnant to the laws of the State, and for the breach thereof may annex the penalty of disfranchisement.

And be it further enacted, That at any annual meeting of said Society the members thereof may vote to raise any sum or sums of money for purchasing, building or repairing any meeting-house, or place of public worship, and for the maintenance and support of the Gospel Ministry; and the Wardens are hereby empowered to assess all sums so voted upon the respective members of said Society in equal proportions according to their polls and rateable estates, and to commit a list of such assessment with their warrant for collection to the Collector. And the Collector before receiving any list of taxes or assessments shall give bond to the Society with surety in double the sum to be collected for the faithful performance of his duty in seasonably collecting and paying over the money according to the directions of his warrant; and for the purpose of collecting all such assessments, so committed to him, he shall have all the authority of Collectors of town taxes.

And be it further enacted, That said Society may purchase in said town of Lebanon, and hold in fee simple, or for a term of years, any real estate, not exceeding in value the sum of two thousand dollars, and the same may sell and dispose of at pleasure; and said Society may also receive and hold by gift, grant or bequest, any property real or personal, not exceeding in value the sum of four thousand dollars.—

And be it further enacted, That any member of said Society, desirous of withdrawing therefrom his membership, shall have liberty so to do, upon giving notice thereof in writing to the Clerk, and paying all such sum or sums as have been legally assessed upon such member and due to said Society.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
FIRST UNIVERSALIST SOCIETY IN LEBANON.

[Approved December 19, 1816. Original Acts, vol. 24, p. 32. Missing from recorded Acts.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Enoch Freeman, William Benton, Arad Simons, their Associates, and all who may hereafter associate with said Society, be, and they hereby are incorporated and made a body politic, by the name of The First Universalist Society in Lebanon;—and by that name may sue and be sued, prosecute and defend to final judgment and execution, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be, and hereby are vested with all the powers and privileges which by law are incident to corporations of a similar nature.

And be it further enacted, That the persons above named, or either two of them, may call the first meeting of said Society to be holden at any suitable time and place in said Lebanon, by giving six days' personal notice, or by posting a notification for that purpose at some public place in said Lebanon at least fifteen days prior thereto, expressing therein the time, place and design of the meeting; and either of the persons calling it may preside in said meeting until a moderator be chosen; at which a clerk shall be chosen and sworn faithfully to discharge the duties of his office; and at the same or any subsequent meeting, the members of said Society may agree on the manner of calling their annual and other future meetings, and the place of holding them; and may also do any act and transact any business which by the provisions of this act they may or can do at their annual meetings.

And be it further enacted, That the annual meeting of said Society shall be on the first Tuesday of March forever, at which the members of said Society who are present, shall choose by ballot a Clerk, Treasurer, three or more Trustees to manage the prudential affairs of the Society, a Collector and any other officers they may deem proper, all of whom shall be sworn faithfully to discharge their respective duties, and continue in office until others

are chosen and sworn in their room; and all vacancies may be filled by the Trustees or at a special meeting of the Society.

And be it further enacted, That at the annual meetings of said Society the members present shall have power to ordain and establish rules and by-laws for their regulation and government, and for the prudent management of their affairs, provided the same be not repugnant to the laws of the State, and for the breach thereof they may annex the penalty of disfranchisement.

And be it further enacted, That at any annual meeting the members of said Society, provided two thirds of the whole number present concur, may vote to raise any sum or sums of money for purchasing, building or repairing any meeting-house or place of public worship, and for the maintenance and support of the Gospel ministry; and the Trustees are hereby empowered to assess all sums so voted upon the respective members of said Society in equal proportions according to their polls and rateable estates, and to commit a list of such assessment to the Collector with their warrant for collection. And the Collector before receiving any list of taxes or assessments shall give bond with sufficient surety to the Society in double the sum to be collected for the faithful performance of his duty in seasonably collecting and paying over the money according to the directions of his warrant; and for the purpose of collecting all such lists, so committed to him, he shall have all the authority of Collectors of town taxes.—

And be it further enacted, That said Society may purchase, or receive by donation, and hold the same, any estate, real or personal, the annual income of which shall not exceed five hundred dollars, and may sell and dispose of the same at pleasure.

And be it further enacted, That any member of said Society desirous of withdrawing therefrom his membership, shall have liberty so to do upon giving notice thereof in writing to the Clerk and paying all such sum or sums as shall be due from such member to the Society.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST BAPTIST SOCIETY IN LOUDON.

[Approved December 19, 1816. Original Acts, vol. 24, p. 33. Missing from recorded Acts.]

Be it enacted by the Senate and House of Representatives in General Court convened That John Sanborn, Jonathan Clough, Abner Clough, and Nathaniel Martin and their associates, and

such as may hereafter associate with them, be, and they hereby are incorporated into a body corporate and politic, with continuation and succession forever, by the name and style of the First Baptist Society in Loudon, and by that name may sue and be sued, plead and be impleaded and may prosecute and defend to final judgment and execution and hereby are vested with all the powers and privileges incident to corporations of a similar nature.

Sect 2. And be it further enacted, That the persons above named or either two of them shall have power to call the first meeting of said Society to be holden at any suitable place in said Loudon, on the second Monday of February next, by posting up an advertisement for that purpose at the meeting house at least fifteen days prior to the same, expressing therein the time, place and design of said meeting; and the said John Sanborn & Jonathan Clough, or either of them shall preside in said meeting, until a moderator shall be chosen; at which said meeting a clerk shall be chosen and sworn to the faithful discharge of the duties of his office, and the members may at said first meeting agree on the manner of calling future meetings, and may also transact any business which by the provisions of this act they may or can do at their annual meetings.

Sec. 3. And be it further enacted, That the annual meeting of said Society shall be holden on the second Monday in April forever, at which the members of said Society who are present, shall choose a clerk, and all other necessary officers for managing their prudential concerns, who shall severally be sworn to the faithful discharge of their respective duties and continue in office until others are chosen and sworn in their stead. And all vacancies that may happen in any of said offices, may be filled at any special meeting of said Society.

Sec. 4. And be it further enacted, That at the annual meeting of said Society the members thereof shall have power to ordain and establish rules and by-laws for their regulation and government, not repugnant to the laws of this State, and for the breach thereof may annex the penalty of disfranchisement for any one offence. And said members may also vote to raise any sum or sums of money for purchasing, building and repairing any meeting house, or place of public worship, and for the maintenance and support of the gospel ministry, and may assess all sums so voted upon the respective members of said society, in equal proportions, according to their polls and rateable estates, and cause the same to be collected. And the collector before receiving any list of taxes, shall give bond in double the sum to be collected, to the said society with sufficient surety for faithfully collecting & accounting for the same—and for that purpose he shall have all the authority of collectors of town taxes.

Sec 5. And be it further enacted That said Society may pur-

chase or receive by donation or otherwise and hold in fee simple or any less estate any lands or tenements, or any estate real, personal or mixed the annual income of which shall not exceed one thousand dollars and the same may sell or dispose of at pleasure. And said Society shall have a right to meet in and occupy the meeting house in said Loudon, for the purpose of public religious worship, and other purposes connected therewith; Provided, however, that this shall not be construed to impair the right of any individual interested therein.

And be it further enacted, That any person wishing to withdraw from said Society shall be discharged therefrom, by giving notice in writing of his intention to the Clerk thereof & paying all monies legally assessed on him previous to such notice.

[CHAPTER 34.]

State of }
New Hampshire, }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF THE LOCKS & CANALS AT DODGES FALLS—

[Approved December 19, 1816. Original Acts, vol. 24, p. 34. Missing from recorded Acts. See act of June 29, 1819, *post*; also act of July 2, 1831, recorded Acts, vol. 28, p. 188.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Calvin Palmer, Thomas Hall, and Alexander Gilchrist, and their associates successors & assigns be, and they hereby are, constituted and made a body corporate and politic forever by the name of the Proprietors of the Locks and Canals at Dodge's Falls, and by that name may Sue and be sued, plead and be impleaded, and be known and distinguished in their acts and proceedings, in all cases whatever; and they are hereby empowered to make and establish such bye laws, rules and regulations, not contrary to the laws of this State, as shall be necessary for the government of said Corporation, and may cause the same to be executed, and annex penalties to the breach thereof not exceeding ten dollars for any one offence, and are hereby vested with all the powers and privileges by law incident to corporations of a similar nature.

Sec. 2. And be it further enacted, That either of the persons above named may call the first meeting of the members of said Corporation by notifications for that purpose, posted up in the towns of Bath and Ryegate, at least fifteen days prior to said meeting; at which they shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of said office, and shall agree on a method of calling future meetings, & at the same or any subsequent

meeting duly warned & holden they may determine the number of shares into which said Corporation may be divided; order of assessments, and prescribe the manner of collecting them; agree upon the manner of transferring shares; pass bye laws and orders; and do any act or acts which may be deemed necessary and proper to carry into effect the purposes intended by this act. All elections shall be determined by a majority of votes, accounting and allowing one vote to each share, in all cases, and absent members may vote by proxy being duly authorized in writing, and all other questions shall be determined in the same manner, if required.

Sec. 3. And be it further enacted, That said corporation be and hereby is authorized and empowered to make, construct and maintain canals, locks or slips, and to clear obstructions, so as to render Connecticut river navigable for boats and rafts by Dodge's Falls, so called, between Bath and Ryegate, commencing at the dam formerly erected and now owned by James and John Nelson, at the head of said Falls, and extending to the eddy at the foot of the same, and may purchase and hold all such land adjoining said Falls, as may be necessary for carrying into effect the purposes of this grant.

Sec 4. And be it further enacted, That if the said proprietors and the owner or owners of lands adjoining said falls, or the owners of the dam or falls aforesaid, shall not agree on the compensation to be made for such parcels of land as shall be necessary for the use of said corporation, or for the damage which the proprietors or owners of said dam & falls may sustain by the making and constructing of the canals and locks aforesaid and shall not agree on appointing persons to ascertain the compensation to be made in either case, the Justices of the Court of Common Pleas for the County of Grafton, upon the application of the proprietors or of the owner or owners of said land, dam or falls, reasonable notice having been given to the adverse party of such application, shall appoint a Committee, who shall ascertain the compensation to be made in either case, in the same way as compensation is made to the owners of lands for highways as usually laid out. Provided nevertheless that it shall not be lawful for said Proprietors to make and erect such canals and locks until such compensation be ascertained and paid or tender thereof made, or security given for the payment thereof to the said owners, to their satisfaction:

Provided also,

Sec. 5. And be it further enacted, that said John Nelson and James Nelson, and their assigns shall have the privilege of drawing from the Locks aforesaid water sufficient, at all times, for the purpose of putting into operation any machinery they may hereafter erect on the dam aforesaid: Provided this privilege shall not extend so far as to prevent the passage of boats and rafts through said Locks.

Sec. 6. And be it further enacted, That for the purpose of reimbursing said proprietors their expences in carrying into effect the objects of this act, a toll be and hereby is granted and established, not exceeding the rates following, towit, For all loaded boats passing through said Locks thirty three cents and a third per Ton, and ten cents per ton on the tonage of all empty boats, thirty three cents and a third for every thousand feet of boards and timber, and thirty three cents and a third for every six thousand shingles, and at the expiration of every six years, the rate of toll shall be regulated by the Justices of the Superior court of Judicature, in such manner that the amount of toll shall not exceed twelve per centum per annum, upon the amount of the monies expended in the construction of said canals, locks or slips, and clearing said obstructions, nor less than six per centum per annum.

Sec. 7. And be it further enacted, That if said works be not completed within three years from the passing of this act, every part and clause thereof shall be null and void.—

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT REQUIRING THE CASHIERS OF BANKS IN THIS STATE TO GIVE INFORMATION IN CERTAIN CASES.

[Approved December 19, 1816. Original Acts, vol. 24, p. 35. Missing from recorded Acts. Session Laws, 1815-21, p. 78. Laws, 1824 ed., p. 26. See act of June 21, 1814, *ante*, p. 315.]

Be it enacted by the Senate and House of Representatives in General court convened,—That the assessors, or selectmen acting as assessors, of the several towns in this state, be and hereby are empowered either personally or in writing to demand of the cashier or other principal officer of any Bank incorporated by and acting under the authority of this state an account in writing of all the shares in such Bank and their amount in value owned by any inhabitant or resident of the town of which the persons so applying shall then be select-men or assessors—And it is hereby made the duty of such cashier or principal officer on such application to furnish at said Bank, said applicants with an account in writing of all the shares, and their amount in value, which shall then be owned in said Bank by any inhabitant or resident of the town of which said applicants shall be the select-men or assessors within four days from the time of such application.

And be it further enacted, That if any Cashier or other principal officer of any Bank, who may be applied to by any select-men or assessors for the purposes aforesaid, shall refuse or neglect to

furnish such selectmen or assessors with an account of all the shares owned by any inhabitants or residents of the respective towns of which said applicants shall then be the select-men or assessors—said Cashier or principal officer shall forfeit and pay for such refusal or neglect a sum not less than one hundred dollars, nor exceeding four hundred dollars to be sued for and recovered in the name and for the use of the town of which the said applicants shall be the select-men or assessors before any court of competent jurisdiction.

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT RELATING TO THE BRANDING OR MARKING OF SHEEP—

[Approved December 20, 1816. Original Acts, vol. 24, p. 36. Missing from recorded Acts. Session Laws, 1815-21, p. 79. Laws, 1824 ed., p. 27; id., 1830 ed., p. 210. See acts of May 2, 1719, Laws of New Hampshire, vol. 2, p. 335; March 26, 1757, id., vol. 3, p. 160; June 9, 1762, id., p. 316; January 18, 1771, id., p. 553; February 22, 1794, id., vol. 6, p. 175; and July 6, 1839, Session Laws, 1837-41, p. 406.]

Be it enacted by the Senate and house of Representatives in General Court convened that the owner of any sheep may ear mark or brand the same as he or she may think proper, and cause their several marks or brands to be recorded in the town Clerk's office in the town in which such owner shall reside, or in which the sheep may be kept, and the town Clerk shall be entitled to receive six cents for recording the same.—

And be it further enacted That if any person shall wilfully alter, cut out or deface the mark or brand of any sheep so marked or branded as aforesaid, not being the proper owner thereof, or if any person under pretence of marking his own sheep shall cut off the whole of an ear, or of the ears of such sheep; every person so offending shall forfeit five dollars for every sheep the mark or brand of which shall be so altered, cut out or defaced or whose ear or ears shall be so cut off as aforesaid—to be recovered by action in any court proper to try the same the one half to him, her or them, who shall prosecute the same to effect, and the other half to the Treasury of the town, in which the offence shall be committed.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF THREE CENTS AN ACRE ON THE LANDS
IN LINCOLN.

[Approved December 20, 1816. Original Acts, vol. 24, p. 37. Missing from recorded Acts. Session Laws, 1815-21, p. 79. See additional act of June 20, 1817, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, That there be, and hereby is granted a tax of three cents on each and every acre of land in the township of Lincoln in the county of Grafton, public rights, and such other rights as are by law exempted from taxation, excepted; and that the money arising from said tax be laid out and expended in altering and repairing the road, and the bridges thereon, leading through said township from Peeling to Franconia.

And be it further enacted, That Enoch Colby, Joseph Webster, and Thomas Walker, all of Thornton in said county of Grafton, are hereby appointed a committee with full power and authority to assess said tax, and to lay out the same in making such beneficial alterations therein and in repairing the road aforesaid and the bridges thereon, as shall in their opinion be conducive to the interest of the proprietors and the public; and for this purpose to appoint an agent or agents, if necessary;—to hire labourers and teams, and to superintend and direct the application of the work necessary to be done upon said road and bridges.

And be it further enacted, That Stephen P. Webster of Haverhill, Esquire, who is hereby appointed the collector of said tax shall before he enters upon the duties of his office, be sworn to the faithful discharge thereof; shall give bond with surety to the committee seasonably to collect and pay over to them all monies by him received, and in all respects faithfully to perform the duties of said office; and for this purpose he is hereby vested with all the authority of a collector of state and county taxes assessed upon the lands of nonresident owners and proprietors.—And said collector shall, on or before the last day of January next lodge with the Deputy Secretary a true and attested copy of his list of taxes, and within thirty days thereafter give public notice thereof, three weeks successively in the newspapers wherein it is by law required to notify the sale of the lands of nonresidents for non-payment of state taxes; and such copy shall remain in the office of the Deputy secretary until the last day of the next June session of the General Court, where any proprietor or owner may have liberty to pay his or her proportion of said tax.

And be it further enacted, That after the last day of the next June session of the General Court, the said Collector may proceed to advertize as aforesaid, three weeks successively that so much of the lands of any proprietor or owner, who shall be delinquent in the payment of said tax, will be sold at public vendue as will be sufficient to pay the same with incidental charges. And said collector is hereby authorized to hold such vendue on any day in the month of August next, and in the town of Portsmouth, and to adjourn the same from time to time until all necessary sales shall be effected.

And be it further enacted, That said collector shall within thirty days after the last day of sale, leave with the Deputy secretary a true and attested copy of all sales made by virtue of this act; and any proprietor, owner or claimant of any lands, so sold, may at any time within one year from and after the time of sale, redeem the same by paying to the Deputy secretary or collector, the amount for which his or her land was sold with interest at twelve per centum per annum, reckoning from the day of sale. And the Deputy secretary is hereby authorized to demand and receive such compensation for his services as he is entitled to receive in other cases of a similar nature; and he shall pay over, when requested, all monies by him received on account of said taxes, interest and redemption of lands sold as aforesaid, to said collector for the benefit of any proprietor, owner, or purchaser of any lands so redeemed; and the collector shall, on demand pay over all monies by him received of the Deputy secretary, or otherwise for the redemption of land, to any purchaser of land sold as aforesaid.

And be it further enacted, That the aforesaid committee before they receive or lay out any part of the monies arising from the tax herein granted, shall give bond with surety to the Treasurer of the county of Grafton in the penal sum of one thousand dollars, conditioned for the prudent expenditure of said monies and the faithful performance of the duties assigned them by this act; and they shall within two years from the passing hereof, exhibit to the Justices of the Court of Common Pleas for the county of Grafton, a just account under oath, of their proceedings in the premises, and of their expenditures of the monies herein granted, and shall be entitled to receive such compensation for their services as said Court may allow.

And be it further enacted, That the said collector shall be allowed the same travel in all cases contemplated by this act, and the same compensation for services as is allowed to collectors of nonresident taxes.

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT FOR MAKING AND ESTABLISHING A NEW PROPORTION FOR THE ASSESSMENT OF PUBLIC TAXES AMONG THE SEVERAL TOWNS AND PLACES WITHIN THIS STATE, AND TO AUTHORIZE THE TREASURER TO ISSUE HIS WARRANTS FOR LEVYING THE SAME.

[Approved December 21, 1816. Original Acts, vol. 24, p. 38. Missing from recorded Acts. Session Laws, 1815-21, p. 81. See additional act of December 26, 1816, *post.*]

Be it enacted by the Senate and House of Representatives in General Court convened, That of every thousand dollars of public taxes hereafter to be raised, the proportion which each town and place within this State shall pay, and for which the Treasurer of this State is hereby authorized and directed to issue his warrants, shall be as follows, to wit.

COUNTY OF ROCKINGHAM.

Allenstown One dollar, thirty seven cents	1	37
Atkinson Two dollars, Ninety cents	2	90
Bow Three dollars, twenty cents	3	20
Brentwood Four dollars, forty six cents	4	46
Candia Five dollars, fifty two cents	5	52
Canterbury Seven dollars, six cents	7	06
Chester Eight dollars, sixty cents	8	60
Chichester Three dollars, twenty cents	3	20
Concord Twelve dollars twenty cents	12	20
Deerfield, Nine dollars, forty seven cents	9	47
East Kingston Two dollars, sixteen cents	2	16
Epping Six dollars seventy five cents	6	75
Epsom five dollars fifty four cents	5	54
Exeter Nine dollars, four cents	9	04
Greenland Three dollars forty cents	3	40
Hampton Four dollars ten cents	4	10
Hampstead Three dollars fifty two Cents	3	52
Hampton-Falls Three dollars fifty seven cents	3	57
Hawke one dollar eighty five cents	1	85
Kensington Four dollars fifteen cents	4	15
Kingston Three dollars thirty six cents	3	36
Londonderry Thirteen dollars, twenty two cents	13	22
Loudon Seven dollars, eighty two cents	7	82
New-Castle One dollar, eighteen cents	1	18
Newington Two dollars, thirty three cents	2	33
Newmarket Three dollars, ninety four cents	3	94

Newtown One dollar, seventy six cents	1 76
Northfield five dollars thirty cents	5 30
North-Hampton Three dollars fifty seven cents	3 57
Northwood Five dollars, thirty five cents	5 35
Nottingham Four dollars, eighty cents	4 80
Pelham Four dollars thirty eight cents	4 38
Pembroke Five dollars, eighty two cents	5 82
Pittsfield Five dollars, twenty six cents	5 26
Plaistow Two dollars twenty cents	2 20
Poplin One dollar, ninety two cents	1 92
Portsmouth Fifty-five dollars, thirty cents	55 30
Raymond Three dollars fifty eight cents	3 58
Rye Three dollars sixty seven cents	3 67
Salem Five dollars eighteen cents	5 18
Sandown Two dollars fifty five cents	2 55
Seabrook Two dollars eighty three cents	2 83
South-Hampton Two dollars thirty cents	2 30
Stratham Four dollars, fifty eight cents	4 58
Windham Three dollars, ninety six cents	3 96
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	258 22

COUNTY OF STRAFFORD.

Alton Five dollars, forty two cents	5 42
Barnstead Five dollars, eighty seven cents	5 87
Barrington Thirteen dollars, sixty four cents	13 64
Brookfield Two dollars, seventy five cents	2 75
Burton Forty two cents	42
Centre-Harbor One dollar, seventy seven cents	1 77
Conway Four dollars, forty four cents	4 44
Dover Eleven dollars, twenty three cents	11 23
Durham Seven dollars, forty cents	7 40
Eaton Two dollars, ninety six cents	2 96
Effingham Four dollars, twenty six cents	4 26
Farmington Four dollars, ninety three cents	4 93
Gilmanton Thirteen dollars, sixty two cents	13 62
Guilford Six dollars, forty eight cents	6 48
Lee Four dollars, five cents	4 05
Madbury Two dollars, eighty three cents	2 83
Meredith Nine dollars, twenty eight cents	9 28
Middleton One dollar, fifty eight cents	1 58
Milton Four dollars, sixty one cents	4 61
Moultonborough Four dollars, fifty eight cents	4 58
New-Durham Three dollars, ninety six cents	3 96
New-Hampton Five dollars, ninety two cents	5 92
Ossipee Five dollars, seven cents	5 07

Ossipee-Gore Seventy cents	70
Rochester Nine dollars, ten cents	9 10
Sandbornton Thirteen dollars, one cent	13 01
Sandwich Eight dollars, eleven cents	8 11
Somersworth Three dollars, forty-three cents	3 43
Tamworth Four dollars, fifty six cents	4 56
Tuftonborough Four dollars, twenty seven cents	4 27
Wakefield Five dollars, forty four cents	5 44
Wolfeborough Five dollars, fifty eight cents	5 58

 181 27

Proportion.....\$181.27

COUNTY OF HILLSBOROUGH.

Amherst Six dollars, ninety four cents	6 94
Andover Six dollars, fifteen cents	6 15
Antrim Five dollars, twelve cents	5 12
Bedford Five dollars fifteen cents	5 15
Boscawen Eight dollars, twenty cents	8 20
Brookline One dollar seventy five cents	1 75
Bradford Four dollars, forty cents	4 40
Deering Five dollars, eighty nine cents	5 89
Dunbarton Five dollars and five cents	5 05
Dunstable Four dollars, forty six cents	4 46
Fishersfield Two dollars, sixty eight cents	2 68
Francetown Seven dollars thirty three cents	7 33
Goffstown Seven dollars twenty six cents	7 26
Greenfield Four dollars	4 00
Hancock Five dollars forty seven cents	5 47
Henniker Eight dollars, sixty seven cents	8 67
Hillsborough Seven dollars, eighty cents	7 80
Hollis Five dollars, thirteen cents	5 13
Hopkinton Eleven dollars, seventy eight cents	11 78
Lyndeborough Four dollars, forty four cents	4 44
Litchfield One dollar, eighty six cents	1 86
Kearsarge-Gore Forty five cents	45
Manchester Two dollars, forty three cents	2 43
Mason Four dollars, forty cents	4 40
Merrimack Four dollars twenty cents	4 20
Milford Four dollars, sixty five cents	4 65
Mont-Vernon Three dollars, four cents	3 04
New-Boston Seven dollars	7 00
New-Ipswich Six dollars twenty four cents	6 24
New-London Three dollars ten cents	3 10
Nottingham-West Five dollars twenty two cents	5 22
Peterborough Six dollars thirty cents	6 30

Salisbury Nine dollars fifty cents	9 50
Sharon One dollar, forty two cents	1 42
Society-Land Forty nine cents	49
Sutton Five dollars six cents	5 06
Temple Three dollars five cents	3 05
Warner Seven dollars eighty two cents	7 82
Weare Twelve dollars sixty one cents	12 61
Windsor Ninety seven cents	97
Wilton Four dollars twenty five cents	4 25
Wilmot One dollar sixty cents	1 60
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	213 33

COUNTY OF CHESHIRE.

Acworth Seven dollars, forty nine cents	7 49
Alstead Seven dollars forty cents	7 40
Charlestown Seven dollars sixty four cents	7 64
Chesterfield Eight dollars sixty six cents	8 66
Claremont Eleven dollars twenty cents	11 20
Cornish Eight dollars thirty seven cents	8 37
Croydon Three dollars eighty four cents	3 84
Dublin Five dollars sixty six cents	5 66
Fitzwilliam Four dollars, forty eight cents	4 48
Hinsdale Two dollars, ninety two cents	2 92
Gilsum Two dollars fifteen cents	2 15
Goshen Two dollars forty nine cents	2 49
Jaffrey Six dollars, sixty five cents	6 65
Keene Nine dollars, twenty eight cents	9 28
Langdon Three dollars, thirty six cents	3 36
Lempster Three dollars ninety three cents	3 93
Marlborough Three dollars, fifty seven cents	3 57
Marlow Two dollars, ninety two cents	2 92
New Grantham Three dollars eighty nine cents	3 89
New-Port Seven dollars, fifty two cents	7 52
Nelson Four dollars twenty five cents	4 25
Plainfield Seven dollars fifty two cents	7 52
Richmond Five dollars, fifty six cents	5 56
Rindge Five dollars ninety two cents	5 02
Roxbury, One dollar, eighty seven cents	1 87
Springfield Three dollars, fifty six cents	3 56
Stoddard Five dollars, thirty two cents	5 32
Sullivan Two dollars, eighty cents	2 80
Surry Two dollars, sixty eight cents	2 68
Swanzey Six dollars forty two cents	6 42
Troy Two dollars, fifty eight cents	2 58
Unity Five dollars, forty one cents	5 41

Walpole Eleven dollars, thirty four cents	11 34
Washington Four dollars thirty three cents	4 33
Wendell Two dollars eighteen cents	2 18
Westmoreland Eight dollars, seventy five cents	8 75
Winchester Six dollars sixty nine cents	6 69

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COUNTY OF GRAFTON.

Alexandria Two dollars, eighteen cents	2 18
Bath Five dollars, ninety three cents	5 93
Bethlehem One dollar sixty nine cents	1 69
Bridgewater Four dollars, thirty four cents	4 34
Campton Three dollars, ninety five cents	3 95
Canaan Four dollars, seventy eight cents	4 78
Concord Three dollars seventy nine cents	3 79
Coventry Ninety four cents	94
Danbury One dollar sixty four cents	1 64
Dorchester Two dollars, twenty cents	2 20
Dames-Gore Thirteen cents	13
Ellsworth Sixty three cents	63
Enfield Six dollars, twenty cents	6 20
Franconia One dollar, twelve cents	1 12
Grafton Three dollars eighty cents	3 80
Groton Two dollars thirty one cents	2 31
Hanover Eight dollars fifty five cents	8 55
Haverhill Six dollars sixteen cents	6 16
Hebron Two dollars nine cents	2 09
Landaff Three dollars two cents	3 02
Lebanon Eight dollars, forty four cents	8 44
Lyme Seven dollars, thirty two cents	7 32
Lincoln Ten cents	10
Littleton Three dollars sixty six cents	3 66
Lyman Four dollars forty six cents	4 46
New-Chester Four dollars, eighteen cents	4 18
Holderness Four dollars, twenty cents	4 20
Orange Eighty four cents	84
Orford Six dollars, four cents	6 04
Peeling Eighty seven cents	87
Piermont Three dollars eighty five cents	3 85
Plymouth Four dollars twenty three cents	4 23
Rumney Three dollars, seventeen cents	3 17
Thornton Three dollars eight cents	3 08
Warren Two dollars thirty one cents	2 31
Wentworth Three dollars twenty cents	3 20

 125 40

COUNTY OF COOS.

Adams one dollar and five cents	\$1 05
Bartlett one dollar and sixty eight cents	1 68
Bretton-Woods twenty four cents	24
Cambridge nineteen cents	19
Chatham one dollar and twenty six cents	1 26
Columbia ninety seven cents	97
Colebrook one dollar and sixty seven cents	1 67
Dalton one dollar and three cents	1 03
Dixville five cents	05
Dummer twenty nine cents	29
Durand thirty three cents	33
Erroll thirty six cents	\$ 36
Jefferson one dollar and two cents	1 02
Kilkenny thirty six cents	36
Lancaster two dollars and sixty five cents	2 65
Maynesborough eleven cents	11
Millsfield eleven cents	11
Northumberland one dollar and fifty one cents	1 51
Paulsburgh eleven cents	11
Piercy seventy eight cents	78
Stratford one dollar and sixty two cents	1 62
Shelburn & Additions one dollar and eleven cents	1 11
Stewartstown one dollar and forty five cents	1 45
Success twenty three cents	23
Whitefield sixty seven cents	67
Barker's-Location six cents	06
Nash & Sawyer's Do. seven cents	07
Warner's Do nine cents	09
Winslow's Do. three Cents	03
Hart's Do. eight cents	08

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And be it further enacted, That the same shall be the proportion for the assessment of all public taxes, until a new proportion shall be made and established; and that the Treasurer, for the time being, issue his warrants accordingly.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER AMMARISCOGIN RIVER, IN ERROL.

[Approved December 23, 1816. Original Acts, vol. 24, p. 39. Missing from recorded Acts. Session Laws, 1815-21, p. 87. See act of December 29, 1803, Laws of New Hampshire, vol. 7, p. 237.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Lewis Loomis; Daniel Harvey, Joseph Loomis, Samuel Pratt and Edmund Chamberlin and their associates and those who may hereafter, become proprietors in said Bridge, shall be a corporation and body politic for the purpose aforesaid by the name of the Proprietors of the Ammariscoggin Bridge, and by that name may sue and be sued to final judgment and execution and be known and distinguished in their acts and proceedings in all cases whatever, and may have and use a common seal, and the same at pleasure may alter and renew.

Section 2. And be it further enacted, That Lewis Loomis & Daniel Harvey or either of them shall call the first meeting of said Proprietors by posting notifications for that purpose at some public place in the towns of Colebrook and Errol, to be holden at any suitable time and place in said Colebrook, after fourteen days from the time of posting the same; and the said proprietors by a vote of those present or represented at said meeting, allowing one vote to each share in all cases, shall choose a Clerk, who shall be duly sworn and shall agree on the method of calling future meetings, and at the same or any subsequent meeting, may elect such officers and make and establish such by-laws as to them shall seem necessary and proper for the purposes intended by this act, and may cause the same to be executed, and annex penalties for the breach thereof not exceeding ten dollars, provided said bye laws are not repugnant to the laws of this State; and all representations at any meeting of said Corporation shall be proved in writing, signed by the person represented and filed with the Clerk, and this act and all bye laws and proceedings of said corporation shall be fairly and truly recorded by the Clerk in a book or books to be kept for that purpose.

Section 3. And be it further enacted, That the Proprietors aforesaid are hereby invested with the exclusive right of building and keeping in repair a Bridge over said Ammariscoggin river, near where the road strikes said river, in the town of Errol, in the County of Coos, and are hereby empowered to purchase any land adjoining said bridge and to hold the same to them and their suc-

cessors and assigns, in fee simple, provided it shall not exceed three acres; and the share or shares of any of said proprietors may be transferred by deed duly executed and recorded by the Clerk of said Corporation.

Section 4. And be it further enacted, That for the purpose of reimbursing the Proprietors the money by them expended in building and supporting said bridge, a toll be and hereby is established for their benefit according to the rates following, to wit, for each foot passenger, one cent; for each horse & rider, or led horse, eight cents; for each chaise, chair, sulkey or other wheel carriage drawn by one horse, twelve cents; for each riding sleigh drawn by one horse only, ten cents; for each riding sleigh drawn by more than one horse, twenty cents; for each coach, chariot, phaeton or other four wheeled carriage, drawn by more than one horse, forty cents; for each curricule, fifty cents; for each waggon drawn by one horse, ten cents; for each cart, waggon or other carriage of burthen drawn by two beasts twenty cents, and three cents for each additional beast; for each horse or neat creature exclusive of those rode on or in carriages one cent; for sheep and swine one half cent each; and to each team one person only shall be allowed to pass free of toll. And at all times when the toll gatherer shall be absent from his duty, the gate shall be left open.—

Section 5. And be it further enacted, That if any tax or assessment made by said corporation for completing or repairing said bridge, on the several shares shall be unpaid at the time limited for the payment of the same, they may proceed to sell the delinquent's share, at public auction, as the proprietors may agree and determine, and if any overplus remains after paying the tax or assessments and charges, it shall be returned to such delinquent proprietor, on demand.

Section 6. And be it further enacted, That if said Bridge shall not be completed and made fit for passing within four years from the passage of this act, then the same and every part thereof shall be null and void.

Section 7. And be it further enacted, That it shall not be lawful for said Proprietors to erect said Bridge, in such a manner as to obstruct or prevent the passage of Boats and rafts up and down said River.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT PRESCRIBING THE MODE OF KEEPING RECORDS IN THE OFFICES OF THE STATE AND COUNTY TREASURERS.

[Approved December 24, 1816. Original Acts, vol. 24, p. 40. Missing from recorded Acts. Session Laws, 1815-21, p. 89. Laws, 1824 ed., p. 27; id., 1830 ed., p. 298. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, That it shall be the duty of the Treasurer of this State and the treasurers of the several Counties within this State, to provide, at the expense of the State and of the several Counties respectively, a suitable book for records, in which they shall each keep a fair and correct account of all sums of money received into, and paid from, the several Treasuries aforesaid.

And be it further enacted, That it shall be the duty of the Treasurer of this State to keep a separate account with every officer of the government who receives a salary from the State, in which account shall be regularly entered all sums of money paid to each on account of their salaries, specifying the amount paid on account of each year's salary; and all sums of money which may be paid from the Treasury on account of appropriations made by any general law of this State shall be entered on separate accounts which shall be opened for the purpose, so that the amount appropriated and paid under each particular act may distinctly appear.

And be it further enacted, That this act shall not take effect, until after the first wednesday of June next.

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT TO REVIVE AND EXTEND AN ACT ENTITLED "AN ACT TO INCORPORATE EBENEZER EASTMAN, ANDREW LOVEJOY AND OTHERS, BY THE NAME OF THE PROPRIETORS OF THE HILLSBOROUGH AND STRAFFORD LOCKS AND CANALS," APPROVED DEC^R 16, 1812—

[Approved December 24, 1816. Original Acts, vol. 24, p. 41. Missing from recorded Acts. See act referred to, *ante*, p. 179. See also act of June 27, 1818, *post*.]

Whereas, in and by said act it is provided that unless said Proprietors should, within four years from and after the passage

thereof, compleat the object for which they were incorporated, then every part and clause thereof is to be null and void—

And Whereas it doth appear reasonable that a further extension of time should be allowed them for accomplishing said Object—

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that the act aforesaid, and every part and clause thereof, be, and the same hereby is, revived and made of force, to all intents and purposes, as fully and perfectly as though the same had been passed at the present session—provided, however, that instead of a further term of four years being allowed said proprietors for accomplishing the object of their incorporation, a term of one year only, from and after the first day of June next be allowed, any thing in said act of incorporation to the contrary, notwithstanding—

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED, "AN ACT REGULATING FEES" PASSED DEC^R 16TH 1796.—

[Approved December 24, 1816. Original Acts, vol. 24, p. 42. Missing from recorded Acts. Session laws, 1815-21, p. 90. See act referred to, Laws of New Hampshire, vol. 6, p. 381. Repealed by act of December 23, 1820, *post.*]

Section 1.—Be it enacted by the Senate and house of representatives in general court convened, that the sheriffs of the several counties in this State, while attending the Superior court of Judicature, or any of the courts of common pleas, shall hereafter have and receive for such attendance each three dollars a day; their deputies, who attend by order of the Justices of said courts, shall receive for their attendance, each two dollars a day, and the criers of the several courts, as a full compensation for services, shall each receive for his attendance, two dollars & fifty cents a day; & their accounts for such services allowed by the Justices of the courts, shall be paid out of the treasuries of their respective counties.—

Section 2nd.—And be it further enacted, that the fees heretofore allowed by law to the sheriffs and criers for attending the courts, shall hereafter be paid by the clerks of the courts into the Treasuries of the Counties respectively for the use thereof.—

Section 3.—And be it further enacted that the Clerks of the courts of common pleas shall immediately after each term of said court in their respective counties account with & pay over to the respective county Treasurers all monies by them received for the use of the Counties; & it shall be the duty of the Justice presiding

at each term of said court at the close thereof to certify the account of the clerk attending a certified copy of which shall be left with the county Treasurer.—

Sec. 4. And be it further enacted, That all that part of the section of the act to which this is in addition, which is in the following words, to wit, “for every trial eleven cents to be paid with the Jurors’ fees, for every default six cents; for attending the grand jury thirty four cents per day; for attending the petit jury twelve & a half cents each case to be paid with the Jurors’ fees,” and also that section which is in the *following* words, to wit, “Criers fees, for every default or nonsuit eleven cents; for every verdict to be paid with the jurys fees eleven cents, be, and hereby are repealed.—

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO ASCERTAIN THE WAYS AND MEANS BY WHICH PERSONS MAY GAIN A SETTLEMENT IN ANY TOWN OR DISTRICT WITHIN THIS STATE SO AS TO ENTITLE THEM TO SUPPORT THEREIN, IF THEY SHALL BE POOR AND UNABLE TO SUPPORT THEMSELVES” PASSED JAN. 1, 1796.

[Approved December 25, 1816. Original Acts, vol. 24, p. 43. Missing from recorded Acts. Session Laws, 1815-21, p. 91. Laws, 1824 ed., p. 28. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 299. See acts of December 20, 1797, id., p. 468, and June 18, 1807, id., vol. 7, p. 603. Repealed, together with the act to which it refers, by the act of December 16, 1828. Laws, 1830 ed., p. 300.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That any person who shall be admitted an inhabitant by any town or district at a legal meeting, in the warrant for which, an article shall be inserted for that purpose, or shall be chosen, and actually serve one year in the office of clerk, treasurer, selectman or overseer of the poor, being duly elected thereto, in any town or district in this State, shall thereby gain a settlement in said town or district.

Sec. 2. And be it further enacted, That the paragraph in said act, to which this is in addition, marked 5, which is in the following words, to wit, “any person who shall be admitted an inhabitant by any town or district, at a legal meeting, in the warrant for which an article shall be inserted for that purpose, or shall be chosen and actually serve one year in the office of clerk, treasurer, selectman, overseer of the poor, assessor, constable, or other town officer liable to be fined for not accepting his office, being duly elected thereto in any town or district within this State, shall thereby gain a settlement in said town or district,” be and the same is hereby repealed.

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT AUTHORIZING SELECTMEN TO TAX THE RATABLE ESTATES OF ALL ORDAINED MINISTERS OF EVERY DENOMINATION.

[Approved December 25, 1816. Original Acts, vol. 24, p. 44. Missing from recorded Acts. Session Laws, 1815-21, p. 91. Laws, 1824 ed., p. 30. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That the real and personal estates of all ordained ministers of the Gospel of every denomination, within this State, shall hereafter be assessed and taxed in the same way and manner as other estates are now, or hereafter may by law be taxed; any law usage or custom to the contrary notwithstanding.

Provided nevertheless, that nothing in this act shall be so construed as to affect any contract in writing, heretofore made between any town in this State, and the minister thereof.

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT TO DIVIDE THE STATE INTO DISTRICTS FOR THE CHOICE OF SENATORS.

[Approved December 26, 1816. Original Acts, vol. 24, p. 45. Missing from recorded Acts. Session Laws, 1815-21, p. 92. Laws, 1824 ed., p. 31; id., 1830 ed., p. 311. See act of December 22, 1820, *post*. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the State be divided into the following districts, numbered from one to twelve, each of which shall have the right of choosing one senator for said State, annually, pursuant to the Constitution:

District N^o 1. To contain Portsmouth, Greenland, Hampton, Hampton Falls, North Hampton, New-Castle, Newington, Rye, Stratham, and Seabrook.

District N^o 2. To contain Atkinson, Brentwood, Candia, Deerfield, Durham, Exeter, East-Kingston, Epping, Hawke, Hampstead, Kingston, Kensington, Newmarket, Newtown, Nottingham, Plaistow, Poplin, Raymond, Sandown, and South-Hampton.—

District N^o 3. To contain Bedford, Bow, Chester, Dunbarton, Goffstown, Londonderry, Litchfield, Manchester, Merrimac, Nottingham-West, Pelham, Salem, Wearé, and Windham.—

District N^o 4. To contain Allenstown, Andover, Boscawen, Concord, Canterbury, Chichester, Epsom, Loudon, Northfield, Northwood, Pembroke, Pittsfield, and Salisbury.—

District No. 5, To contain Alton, Barrington, Barnstead, Brookfield, Dover, Farmington, Lee, Madbury, Middleton, Milton, New-Durham, Rochester, Somersworth, Wakefield, and Wolfeborough.—

District No. 6, To contain Sandwich, Centre-Harbor, Eaton, Effingham, Gilman town, Guilford, Tamworth Meredith, Moultonborough, New-Hampton, Ossipee, Ossipee-Gore, Sandbornton, and Tuftonborough.—

District No. 7, To contain Amherst, Brookline, Dunstable, Francestown, Greenfield, Holles, Lyndeborough, Mason, Milford, Mount-Vernon, New-Boston, New-Ipswich, Peterborough, Rindge, Sharon, Society-Land, Temple, and Wilton.—

District No. 8, To contain Antrim, Bradford, Deering, Fishersfield, Goshen, Hopkinton, Hancock, Henniker, Hillsborough, Kearsarge, New-London, Nelson, Sutton, Stoddard, Warner, Washington and Windsor.—

District No. 9. To contain Chesterfield, Dublin, Fitzwilliam, Gilsum, Hinsdale, Jaffrey, Keene, Marlborough, Richmond, Roxbury, Sullivan, Surrey, Swanzey, Troy, Westmoreland, and Winchester.—

District No. 10. To contain Acworth, Alstead, Charlestown, Cornish, Claremont, Croydon, Langdon, Lempster, Marlow, Newport, Unity, Walpole, and Wendall.

District No. 11. To contain Alexandria, Canaan, Danbury, Dame's Gore, Dorchester, Enfield, Grafton, Groton, Hanover, Hebron, Lebanon, Lyme, New-Grantham, New-Chester, Orange, Orford, Plainfield, Rumney, Springfield, Wentworth & Wilmot.—

District No. 12. To contain the County of Coos, and all the towns in the Counties of Grafton and Strafford, that are not included in some of the before mentioned districts.

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT IN ADDITION TO AND IN AMENDMENT OF AN ACT ENTITLED AN ACT TO AMEND THE CHARTER AND ENLARGE AND IMPROVE THE CORPORATION OF DARTMOUTH COLLEGE."—

[Approved December 26, 1816. Original Acts, vol. 24, p. 46. Missing from recorded Acts. Session Laws, 1815-21, p. 93. The acts referred to are dated June 27 and December 18, 1816, *ante*, pp. 505, 555.]

Be it enacted by the Senate and House of Representatives in General Court convened, That if any person or persons shall assume the office of President, Trustees, Professor, Secretary, Treasurer, Librarian, or other officer of Dartmouth University, or by any name or under any pretext shall directly or indirectly take upon himself or themselves the discharge of any of the duties of either of those offices, except it be pursuant to and in conformity with the provisions of an act, entitled "An act to amend the charter and enlarge and improve the corporation of Dartmouth College or of the act in addition to and in amendment of an act entitled an act to amend the charter and enlarge and improve the corporation of Dartmouth College," or shall in any way directly or indirectly wilfully impede or hinder any such officer or officers already existing, or hereafter to be appointed, agreeably to the provisions of the acts aforesaid, in the free and entire discharge of the duties of their respective offices, conformably to the provisions of said acts, the person or persons so offending shall for each offence forfeit and pay the sum of five hundred dollars, to be recovered by any person who shall sue therefor, one half thereof to the use of the prosecutor, and the other half to the use of said University.

And be it further enacted, That the person or persons who sustained the offices of Secretary and Treasurer of the Trustees of Dartmouth College, next before the passage of the act entitled "An act to amend the charter and enlarge and improve the Corporation of Dartmouth College," shall continue to hold and discharge the duties of those offices, as Secretary and Treasurer of the Trustees of Dartmouth University, until another person or persons be appointed in his or their stead, by the Trustees of said University. And that the Treasurer of said University, so existing, shall in his office have the care, management, direction and superintendence of the property of said corporation, whether real or personal, until a quorum of said Trustees shall have convened in a regular meeting.

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, ENTITLED "AN ACT FOR MAKING AND ESTABLISHING A NEW PROPORTION FOR THE ASSESSMENT OF PUBLIC TAXES AMONG THE SEVERAL TOWNS AND PLACES WITHIN THIS STATE, AND TO AUTHORIZE THE TREASURER TO ISSUE HIS WARRANTS FOR LEVYING THE SAME," PASSED DECEMBER. 1816.

[Approved December 26, 1816. Original Acts, vol. 24, p. 47. Missing from recorded Acts. Session Laws, 1815-21, p. 94. The act referred to is dated December 21, 1816, *ante*, p. 571.]

Be it enacted by the Senate and House of Representatives in General Court convened, that so much of the act aforesaid as fixes the proportion of the town of Nottingham-West, for the assessment of public taxes, among the several towns and places in this State, at the sum of five dollars, twenty two cents, be, and the same is hereby repealed: and that the proportion of said town of Nottingham-West for assessment of public taxes be fixed and stand at the sum of four dollars, twenty two cents, and that the Treasurer issue his warrant accordingly:—any law to the contrary notwithstanding—

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT TO ENABLE THE JUSTICES OF THE SUPERIOR COURT OF JUDICATURE TO FIX AND DETERMINE THE BOUNDARIES OF GAOL-YARDS WITHIN THE SEVERAL COUNTIES, AND FOR REPEALING A CERTAIN ACT THEREIN MENTIONED.

[Approved December 26, 1816. Original Acts, vol. 24, p. 48. Missing from recorded Acts. Session Laws, 1815-21, p. 95. Laws, 1824 ed., p. 177. This act repeals the act of February 14, 1791, Laws of New Hampshire, vol. 5, p. 685.]

Whereas doubts have arisen whether either the Justices of the Courts of Common Pleas, or Superior Court of Judicature have, by the existing laws, authority to make any alteration in the boundaries of the Gaol-yards in the respective counties, by reason of which uncertainty manifest injury may arise:—for remedy whereof,

Sect. 1st Be it enacted by the Senate and House of Representatives in general court convened, That the Justices of the Superior Court of Judicature in this State shall, as soon as may be after the

publication of this act, fix and determine the boundaries of the Gaol-Yards appertaining to the several gaols in the several counties, and extend the bounds and limits of the same, as far as the local situation of the gaols, and the convenience and accomodation of the prisoners require, provided said gaol yards shall not extend more than two hundred rods each way from said gaols: And provided further, That no alteration in the boundaries of any Gaol-Yard shall be made until one session of the said Court within the County where application for that purpose may be made to said Court, shall have intervened—And the Justices of said Court shall, a reasonable time previous to their making an order fixing the limits of any gaol-yard in pursuance of this act, give public notice, in such way and manner as they may deem expedient, of the time and place when and where they will meet for that purpose, so that all persons interested may attend and be heard upon the subject, if they see fit.

Sect. 2^d And be it further enacted, That the Act entitled “An Act to enable the Justices of the Inferior Court of Common Pleas to fix and determine the boundaries of the Gaol-Yards in their respective counties, passed February 14, 1791” be and the same is hereby repealed—Provided, nevertheless, That the limits of the Gaol-Yards in the several counties in this State shall be and remain as they now are, until the same shall be altered in the manner prescribed by this act.

[CHAPTER 49.]

State of }
New Hampshire. }

AN ACT TO PREVENT THE DESTRUCTION OF FISH IN ROLFE’S POND,
SO CALLED, IN HOPKINTON, IN THE COUNTY OF HILLSBOROUGH.

[Approved December 26, 1816. Original Acts, vol. 24, p. 49. Missing from recorded Acts. Session Laws, 1815-21, p. 96. Laws, 1824 ed., p. 117; id., 1830 ed., p. 252. Repealed by act of December 23, 1842. See Revised Statutes, 1842, Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, if any person or persons shall use any spear, siene or stab, for the purpose of catching or destroying any fish in said Pond, such person or persons, so offending, shall, for every fish so caught, or destroyed, forfeit and pay the sum of two dollars; to be recovered, with cost, by action of debt, by any person who shall sue for the same, before any Justice of the peace in the County of Hillsborough, one half of said sum of two dollars, so recovered, as aforesaid, to be appropriated by the person, who shall sue for the same, and the other half to remain for the use of said County of Hillsborough

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT TO REPEAL AN ACT, TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE BARTLETT BRIDGE—

[Approved December 26, 1816. Original Acts, vol. 24, p. 50. Missing from recorded Acts. Session Laws, 1815-21, p. 96. The act referred to is dated June 28, 1816, *ante*, p. 519. See act of December 13, 1816, *ante*, p. 547.]

Whereas the Legislature of the State of New-Hampshire, at their last June session, passed an Act, authorising John Pendexter Jr. Silas Meserve, and Elijah Seva to build and keep in repair a Bridge over Saco River in the Town of Bartlett.—And Whereas it appears to have been the wish of the above named Grantees, that the Rights to them conveyed by said act, should have been vested in the Town of Bartlett. And an act having passed, the present Session for that purpose—Therefore

Be it enacted by the Senate and House of Representatives in General Court convened That an Act, entitled an Act, to incorporate certain persons by the name of the Proprietors of the Bartlett Bridge, passed June 28th A D. 1816, be, and the same is, hereby repealed

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT FOR RAISING THIRTY THOUSAND DOLLARS FOR THE USE OF THIS STATE.—

[Approved December 27, 1816. Original Acts, vol. 24, p. 51. Missing from recorded Acts. Session Laws, 1815-21, p. 100.]

Be it enacted by the Senate and House of Representatives in General Court convened, that there shall be raised for the use of this State the sum of thirty thousand dollars, which sum shall be assessed, collected and paid into the Treasury on or before the first day of December in the year of our Lord one thousand eight hundred and seventeen; and the Treasurer be and he hereby is directed, seasonably to issue his warrants to the Selectmen or assessors of the several, towns, parishes and districts within this State agreeably to the last proportion act; and the Selectmen and Assessors of the several Towns, parishes and districts aforesaid, are hereby respectively required to assess and levy the sums in the Treasurer's warrants specified, and cause the same to be paid into the Treasury of this

State on or before the first day of December, one thousand eight hundred and seventeen; and the Treasurer shall issue extents for all taxes which may then remain unpaid.—

[CHAPTER 52.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
NORTH CHURCH IN PORTSMOUTH.

[Approved December 27, 1816. Original Acts, vol. 24, p. 52. Missing from recorded Acts.]

Section 1. Be it enacted, by the Senate and House of Representatives in General Court convened, That John Langdon, Ammi R Cutter, Israel W Putnam, Ammi R Hall, Job Harris, & Amos Tappan and their associates and such as shall become associates with them and their successors, be, and they are hereby made a corporation by the name of the North Church in Portsmouth, for the sole purpose of receiving, holding, securing, managing, appropriating and distributing such funds and property as may come to their hands or the proceeds thereof, according to the will of the donors, for religious and other charitable purposes; with power to sue and be sued, to make by-laws, rules and regulations for the government of said corporation and the management of its funds and concerns, to take by grant, devise, donation or otherwise, and hold real and personal estate not exceeding one thousand dollars, in annual income, and with all other powers and privileges incident to corporations of a similar nature.

Sec. 2. And be it further enacted, That there shall be a meeting of the members of the said Corporation, holden in the town of Portsmouth, on the first Monday of August in each year, at which they shall by a majority of votes of those present elect such officers as may be necessary to manage the concerns of the Corporation to continue in office until others be elected in their stead. Other meetings may be holden whenever on notice publicly given a majority of the acting members, as hereinafter specified, shall be present. The particular time and place for holding the annual meeting shall be determined by the by-laws.

Section 3. And be it further enacted, That no persons shall be considered as acting members of this Corporation, but male, members residing in the town of Portsmouth, unless in case of the said incorporation becoming extinct, as to such members.

Sec. 4. And be it further enacted, That the said corporation shall by some proper officer keep a regular record of the names of

all their members, with the times when they became and when they ceased to be members, whether by death, removal or otherwise; and also a record of all the proceedings of the Corporation.

Sec. 5—And be it further enacted, That the persons named in the first section of this act, or a majority of them are authorized to call such meeting or meetings as may be necessary for organizing the Corporation.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1816, December 18.

Resolved, That each and every Town in this State, have and receive one of the maps of the State of New Hampshire, furnished by Philip Carrigain Esq. (except the Town of Portsmouth, which shall have two) on producing to the Legislature satisfactory evidence, that such Town at their own expense caused a survey thereof to be made for the purpose of completing the map aforesaid.

[House Journal, November Session, 1816, p. 204. Senate Journal, November Session, 1816, p. 201.]

1816, December 18.

Resolved, that his Excellency the Governor Be, and hereby is requested to make a communication to the Governor of the Commonwealth of Massachusetts representing the advantages that would result to a large proportion of this State from some modification of the law of that Commonwealth relative to the inspection of provisions, whereby an inspection thereof duly made at Concord in this State might be accepted; And that provisions inspected as aforesaid may be exported from the District of Boston & Charlestown without undergoing a new inspection and the expences unnecessarily attending the same.—

[House Journal, November Session, 1816, p. 211. Senate Journal, November Session, 1816, p. 202.]

1816, December 25.

Resolved, That Philip Carrigain Esquire be allowed the sum of three thousand seven hundred and fifty Dollars in full for two hundred and fifty Copies of his map of the State of New Hampshire received the present Session; and that the above sum be deducted from the demand of this State now in execution against the sureties of said Carrigain; and that the Treasurer of this State be directed to collect the balance of said demand without further delay

[House Journal, November Session, 1816, p. 325. Senate Journal, November Session, 1816, p. 285.]

1816, December 25.

Resolved, that the towns of Windsor and Society-Land in the County of Hillsborough be hereafter classed for the purpose of sending a representative to the General Court of this State until such time as the Legislature shall otherwise order

[House Journal, November Session, 1816, p. 317. Senate Journal, November Session, 1816, p. 273.]

1816, December 26.

Resolved, that his Excellency the Governor be, and he hereby is authorised to draw on the Treasurer for the sum of One thousand dollars, for the purpose of furnishing materials and other necessary expences for the State Prison the ensuing year; subject to the orders of the Warden of said prison, under such regulations as are prescribed in the act providing for the regulation and government of said prison.—

[House Journal, November Session, 1816, p. 372. Senate Journal, November Session, 1816, p. 307.]

1816, December 26.

Resolved by the Senate and House of Representatives, in General Court convened, that the sum of four thousand Dollars be, and the same is hereby appropriated towards the erection of the State House in the town of Concord; And that His Excellency the Governor by warrant on the Treasurer be authorized to draw said sum from the Treasury, in such sums and at such times as the Committee to superintend the building of said State House shall consider necessary: and the sums aforesaid drawn from the Treasury aforesaid shall be delivered to said Committee for the purpose aforesaid.

[House Journal, November Session, 1816, p. 359. Senate Journal, November Session, 1816, p. 294.]

1816, December 27.

Resolved, that Col. James Poole of Hanover be and he hereby is appointed agent in behalf of this State to take charge of the Medical Building in said Hanover, to rent the rooms thereof, and, on the first Wednesday of June annually, to account with and pay to the Treasurer of this State all monies by him so recieved.

And Be it further resolved, that said Poole is hereby requested and authorized to call upon Doct. Nathan Smith of said Hanover and obtain from him a statement of all he may have heretofore received for rent of the rooms aforesaid: and also to call upon and receive from Henry Hutchinson Esquire of said Hanover all the rent, that has before the date hereof been secured or paid to him for the use of said Building.

And be it further resolved, that said Poole shall then forthwith pay over to said Smith all the monies he shall receive as aforesaid of said Hutchinson; and soon as may be thereafter report to His Excellency, the Governour of this State, all his doings under the second section of this Resolve.

And be it further resolved, that His Excellency, the Governour, after deducting from eleven hundred and nine dollars and fifty two cents all the sums said Smith may appear, either himself or from said Poole, to have received as above—be thereupon authorized to draw an order, in favour of said Smith, on the Treasurer of this State for the balance of said \$1109.52—with interest on the whole sum from January the 1st. AD. 1812—which order the said Treasurer is hereby empowered and directed to pay—

[House Journal, November Session, 1816, p. 389. Senate Journal, November Session, 1816, p. 317.]

[TWENTY-SIXTH GENERAL COURT.]

[*Held at Concord, One Session, June 4, 1817, to June 28, 1817.*]

[OFFICERS OF THE GOVERNMENT.]

WILLIAM PLUMER, GOVERNOR.

SAMUEL SPARHAWK, SECRETARY.

PEYTON R. FREEMAN, DEPUTY SECRETARY.

WILLIAM PICKERING, TREASURER.

GEORGE SULLIVAN, ATTORNEY GENERAL.

*CLEMENT STORER, PRESIDENT OF THE SENATE.

HENRY B. CHASE, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

John Bell, Jr.,	Chester.
John M. Page,	Tamworth.
Benjamin Pierce,	Hillsborough.
Levi Jackson,	Cornish.
Enoch Colby,	Thornton.

[MEMBERS OF THE SENATE.]

*Clement Storer,	Portsmouth.
John Brodhead,	Newmarket.
Thomas Chandler,	Bedford.
John Harvey,	Northwood.
Amos Cogswell,	Dover.
Nathaniel Shannon,	Moultonborough.
Benjamin Poole,	Hollis.
Jonathan Harvey,	Sutton.
Phineas Handerson,	Keene.
James H. Bingham,	Alstead.
Abiather G. Britton,	Orford.
Dan Young,	Lisbon.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Joseph F. Foster.
Atkinson and }	
Plaistow, }	Samuel N. Little.
Bow,	Samuel Clement.

*Elected United States Senator. Jonathan Harvey was chosen President of the Senate in his stead.

Brentwood,	John S. Dudley.
Candia,	John Lane, Jr.
Canterbury,	Ezekiel Morrill.
Chester,	Benjamin Fitz.
	William Moore.
Chichester,	Samuel Langley.
Concord,	William A. Kent.
	John Odlin.
Deerfield,	Jacob Freese.
	Thomas Robinson.
Epping,	William Stearns.
Epsom,	John McClary.
Exeter,	Joseph Tilton, Jr.
Greenland,	Isaiah Berry.
Hampstead,	Jacob Kimball.
Hampton,	Ebenezer Lawrence.
Hampton Falls,	Jeremiah Blake.
Hawke,	Jonathan French.
Kensington,	Enoch Worthen.
Kingston,	Benjamin Kimball.
Londonderry,	John Fisher.
	John Porter.
Loudon,	Jedidiah Tucker.
Newcastle,	Nathan Priest.
Newington,	William Fabyan.
Newmarket,	Jeremiah Mead.
Newton,	James Peaslee.
Northfield,	John Molony.
North Hampton,	David Brown.
Northwood,	David Clark.
Nottingham,	Samuel B. Dyer.
Pelham,	Samuel M. Richardson.
Pembroke,	Isaac Morrison.
Pittsfield,	Ebenezer Lane.
Poplin,	Ezekiel Robinson.
Portsmouth,	John Davenport.
	Joseph Ela.
	John Langdon, Jr.
	George Long.
	Enoch G. Parrott.
	Phineas Gilman.
	Jonathan Philbrick.
	Israel Woodbury.
	Jabez Eaton.
	Edward Greeley.
	Walter Weeks.
	John Campbell.
Raymond,	
Rye,	
Salem,	
Seabrook,	
South Hampton,	
Stratham,	
Windham,	

STRAFFORD COUNTY.

Alton,	Eleazer Davis.
Barnstead,	Nathaniel Wilson.
Barrington,	Samuel Hale, Jr.
	Andrew Leighton.
Brookfield and } Middleton, }	Thomas Chamberlin.
Conway,	Samuel Willey.
Dover,	Andrew Peirce.
	John Williams.
Durham,	Joseph Coe.
Eaton and } Burton, }	Nicholas Blaisdell.
Effingham and } Ossipee Gore, }	Carr Leavitt.
Farmington,	Thomas Plumer.
Gilford,	Dudley Ladd.
Gilmanton,	Daniel Gale, 3d.
	Samuel Shepard.
Lee,	John Osborne.
Madbury,	John Wingate.
Meredith,	Ebenezer Pitman.
Milton,	John Remick.
Moultonborough,	Benning M. Bean.
New Durham,	Reuben Hayes.
New Hampton and } Center Harbor, }	Thomas Perkins.
Ossipee,	John Burley.
Rochester,	Moses Hale.
	John McDuffee, Jr.
Sanbornton,	Stephen Gale.
	Joseph Woodman.
Sandwich,	Daniel Hoit.
Somersworth,	Andrew Rollins.
Tamworth,	Ford Whitman.
Tuftonboro,	Benjamin Young.
Wakefield,	William Sawyer.
Wolfeborough,	Samuel Meder.

HILLSBOROUGH COUNTY.

Amherst,	Edmund Parker.
Antrim,	Jacob Tuttle.
Bedford,	Samuel Chandler.
Boscawen,	Jeremiah Gerrish.
Brookline,	Benjamin Shattuck.
Bradford,	John Smith.

Deering,
 Dunbarton,
 Dunstable,
 Fishersfield,
 Francestown,
 Goffstown,
 Greenfield and }
 Society Land, }
 Hancock,
 Henniker,
 Hillsborough,
 Hollis,
 Hopkinton,

Lyndeborough,
 Litchfield,
 Manchester,
 Mason,
 Merrimack,
 Milford,
 Mont Vernon,
 New Boston,
 New Ipswich,
 New London,
 Nottingham West,
 Peterborough,
 Salisbury,
 Sutton,
 Temple,
 Warner,
 Weare,

Wilmot and }
 Kearsarge Gore, }
 Wilton,
 Windsor,

John Alcock.
 Richard H. Ayer.
 Jesse Bowers.
 Timothy Morse.
 William Bixby.
 William Brown.
 William Whittemore.
 David Nahor.
 Moses Brown.
 James Wilson.
 Benjamin M. Farley.
 Abram Brown.
 Matthew Harvey.
 Nehemiah Boutel.
 Joseph Chase, Jr.
 Isaac Huse.
 Hezekiah Richardson.
 Aaron Gage, Jr.
 William Lovejoy.
 Ezekiel Upton, Jr.
 William Dodge.
 Nathaniel D. Gould.
 Daniel Woodbury.
 Isaac Merrill.
 Hugh Miller.
 Jabez Smith.
 Moses Hill.
 James Crombie.
 Henry B. Chase.
 Samuel Eaton.
 Abraham Morrill.
 Samuel Kimball.
 Abiel Wilson.
 Nehemiah Jones.

CHESHIRE COUNTY.

Acworth,
 Alstead,
 Charlestown,
 Chesterfield,

Claremont,

Cornish,
 Croydon,

Ithiel Silsby.
 Nathaniel Brown.
 Enos Stevens.
 John Putnam.
 Joseph Atherton.
 David Dexter.
 Ezra Jones.
 Newton Whittlesey.
 Stephen Eastman.

Dublin,	Isaac Appleton.
Fitzwilliam,	Luther Chapman.
Goshen and } Wendell, }	John Currier.
Hinsdale,	Shubael Babcock.
Jaffrey,	Benjamin Prescott.
Keene,	John Wood.
Langdon,	Benjamin Palmer.
Lempster,	Jacob Smith.
Marlborough,	Joseph Frost.
Marlow,	Isaac Baker.
Nelson,	Josiah Robbins.
New Grantham,	Ezra Buzzell.
Newport,	William Cheney.
Plainfield,	Thomas Gates.
Richmond,	Benjamin Newell.
Rindge,	Samuel Wilder.
Roxbury,	Robert Emes.
Springfield,	John Quimby.
Stoddard,	Aaron Matson.
Sullivan,	Elijah Frost.
Surry and } Gilsum, }	Jonathan Pease.
Swanzy,	Elijah Belding.
Troy,	Daniel Farrar.
Unity,	Jesse Bailey.
Walpole,	Samuel Grant.
Washington,	David Heald.
Westmoreland,	Daniel Dwight.
Winchester,	Elijah Alexander.

GRAFTON COUNTY.

Alexandria and } Danbury, }	David Severans.
Bath,	David Mitchell.
Bethlehem, } Dalton and } Whitefield, }	Thomas Montgomery.
Bridgewater,	Ichabod C. Bartlett.
Campton,	Moses Baker.
Canaan,	John Currier.
Concord (Lisbon),	Simon Oakes.
Dorchester, } Orange and } Dame's Gore, }	Caleb Cushing.
Enfield,	Jesse J. Fogg.
Grafton,	Merrill W. Hoyt.

Groton and	}	Stephen Goodhue.
Hebron,	}	Benjamin J. Gilbert.
Hanover,	}	Augustus Storrs.
Haverhill,		Moody Bedel.
Holderness,		Moses Merrill.
Landaff,		John French.
Lebanon,		Samuel Selden.
Lincoln and	}	Simon Tuttle.
Franconia,	}	Guy Ely.
Littleton,	}	Perley Mason.
Lyman,		Cyrus Hamilton.
Lyme,		W. W. Sargent.
New Chester,		James Dayton.
Orford,		Israel Blake.
Peeling and	}	Joseph Sawyer.
Ellsworth,	}	William Webster.
Piermont,		David Gibson.
Plymouth,		Moses Foss.
Rumney,		Joseph Patch, Jr.
Thornton,		Caleb Keith.
Warren and	}	
Coventry,	}	
Wentworth,	}	

COOS COUNTY.

Bartlett,	}	John Pendexter, Jr.
Adams,	}	
Chatham and	}	
Locations,	}	
Columbia,	}	Hezekiah Parsons.
Colebrook,	}	
Shelburne,	}	
Stewartstown and	}	
Errol,	}	
Lancaster,	}	Adino N. Brackett.
Jefferson and	}	
Bretton Woods,	}	
Northumberland,	}	John M. Tillotson.
Piercy and	}	
Stratford,	}	

[*First Session, Held at Concord, June 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 16, 17, 18, 19, 20, 21, 23, 24, 25, 26, 27, 28, 1817.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT GRANTING PERMISSION TO JOHN BOWLES OF PORTSMOUTH IN THE COUNTY OF ROCKINGHAM, ESQUIRE, TO ERECT A GRIST MILL WITHIN THE LIMITS OF SAID TOWN, OF WOOD, WHICH MAY BE MORE THAN TWELVE FEET IN HEIGHT.—

[Approved June 12, 1817. Original Acts, vol. 24, p. 53; recorded Acts, vol. 21, p. 1.]

Whereas, by an act of the Legislature, passed June 23^d 1814, the citizens of said town are prohibited from erecting wooden buildings of more than twelve feet high, within certain limits, and under certain penalties therein prescribed, and whereas the said John Bowles has petitioned the Legislature for permission to build a Grist mill of wood, within said limits, which shall be above the height prescribed by said act; and whereas it appears that the said building cannot be erected of brick or stone without great inconvenience and additional expense:

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that the said John Bowles be, and he is hereby, permitted to build a Grist mill of wood, within the limits aforesaid, under the direction and superintendence of the Selectmen of said Town, of such height as may be necessary and convenient; any thing in said act to the contrary notwithstanding

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE ALONZO SNOW TO ASSUME THE NAME OF ALONZO SNOW GRENVILLE.—

[Approved June 17, 1817. Original Acts, vol. 24, p. 54; recorded Acts, vol. 21, p. 2.]

Be it enacted by the Senate and house of Representatives in General Court convened that from and after the passing of this Act Alonzo Snow of Amherst, in the County of Hillsborough may assume the name of Alonzo Snow Grenville and hereafter be known and called by the name of Alonzo Snow Grenville any law or usage to the contrary notwithstanding—

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT AUTHORIZING BENJAMIN QUIMBY TO ASSUME THE NAME OF JOHNSON DAVIS QUIMBY—

[Approved June 17, 1817. Original Acts, vol. 24, p. 55; recorded Acts, vol. 21, p. 3.]

Be it enacted by the Senate and house of Representatives in general Court convened, that Benjamin Quimby of Sandwich in the County of Strafford in said State, be and he is hereby authorized to assume the name of Johnson Davis Quimby instead of Benjamin Quimby and by that name shall forever hereafter be known and called, any Law, usage, or custom to the contrary notwithstanding—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE ZELOPHEHAD COOLEGE OF TROY TO ASSUME THE NAME OF OSCAR COOLEGE

[Approved June 17, 1817. Original Acts, vol. 24, p. 56; recorded Acts, vol. 21, p. 3.]

Be it enacted by the Senate and house of Representatives in General Court convened That from and after the passing of this Act Zelophehad Coolege of Troy in the County of Cheshire assume and use the name of Oscar Coolege and he hereafter be known and called by the name of Oscar Coolege any law or usage to the contrary notwithstanding

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT AUTHORIZING JOHN SARGENT THE THIRD TO ASSUME THE NAME OF JOHN LEPRILITE SARGENT—

[Approved June 17, 1817. Original Acts, vol. 24, p. 57; recorded Acts, vol. 21, p. 4.]

Be it enacted by the Senate and House of Representatives in General Court Convened that John Sargent the third of Loudon in

the County of Rockingham and State of New Hampshire be and hereby is authorized to assume the Name of John Leprilite Sargent instead of John Sargent the third, and by the Name of John Lepri-lite Sargent shall forever hereafter be known and Called any Law, usage or custom to the contrary notwithstanding

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE THE JUDGE OF PROBATE TO ISSUE A NEW, OR EXTEND THE COMMISSION OF INSOLVENCY UPON THE ESTATE OF THOMAS MITCHELL.

[Approved June 18, 1817. Original Acts, vol. 24, p. 58; recorded Acts, vol. 21, p. 5. See act of December 24, 1803, Laws of New Hampshire, vol. 7, p. 198.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Judge of Probate for the county of Cheshire be, and he hereby is authorized and empowered to issue a new, or extend the commission of Insolvency upon the estate of Thomas Mitchell, late of Acworth in said county, deceased, and to appoint commissioners thereon anew, if in his opinion justice shall so require; and the commissioners heretofore appointed, or that may be appointed by virtue of this act, are hereby authorized to give notice of the time and place of their meeting, to receive, examine and adjust the claims of creditors, and in all respects to proceed as they might have proceeded under the former commission of Insolvency; and all proceedings in pursuance of this act shall be valid as if had under the existing laws of the State.

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF THE DOVER IRON AND NAIL MANUFACTURING COMPANY.

[Approved June 18, 1817. Original Acts, vol. 24, p. 59; recorded Acts, vol. 21, p. 6.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Isaac Wendell, John Wheeler, Stephen Patten Jun. Robert Rogers and John Williams, and their associates, successors and assigns, shall be, and they hereby are constituted a Corporation and body politic, by the name

and style of the Dover Iron and Nail Manufacturing Company, and by that name may sue and be sued, plead and be impleaded, defend and be defended to final judgment and execution, and also may make, have and use a common seal, and the same at pleasure may break, alter and renew.

Sec. 2. And be it further enacted, that the said Corporation shall have power, and is hereby authorized, to carry on the manufacturing of nails, rolling and slitting of Iron, and manufacturing of Iron and Steel, at Dover aforesaid, and may erect and support any works or buildings, necessary for carrying on said manufactory, in its several branches, and the business connected therewith.

Sec. 3. And be it further enacted, that said Corporation may be lawfully seized and possessed of such real and personal estate, as may be necessary and convenient for establishing and carrying on said manufactory, and the business therewith connected, and the same may sell, bargain and dispose of, at pleasure, provided the capital of said Corporation does not consist of more than the sum of Forty thousand dollars.

Sec. 4. And be it further enacted, that the aforementioned Proprietors, or a majority of them, shall have power to call the first meeting of said Corporation, at some suitable time and place, by posting up an advertisement, in some public place in said Dover, at least ten days, before the time of holding said meeting, and said Corporation shall have power to choose a clerk, who shall be duly sworn, a Treasurer and such other officers as may appear necessary, and shall have the power to agree on the manner of calling future meetings.

Sec. 5. And be it further enacted, that the capital stock of said Corporation shall be divided into thirty two shares, and each share shall, in all cases, be entitled to one vote, and absent Proprietors may be represented by agents, authorized in writing by the person or persons whom they represent, which written authority shall be recorded by the Clerk.

Sec. 6. And be it further enacted, that said Proprietors may, at any legal meeting, make and establish any rules and by-laws for regulating said Corporation, and the same may cause to be kept and executed, provided such rules and by-laws are not repugnant to the Constitution and laws of this State.

Sec. 7. And be it further enacted, that any share in said Corporation may be transferred by a deed under the hand and seal of the proprietor thereof, duly acknowledged and recorded by the Clerk of said Corporation, and any purchaser named in such deed, so recorded, shall, on producing the same to the Treasurer, be entitled to a certificate, certifying the property in such share, to be in such purchaser.

Sec. 8. And be it further enacted, that whenever any member of said Corporation shall neglect or refuse to pay any assessment,

duly voted, to the Treasurer thereof, within thirty days after the time fixed for the payment thereof, the Treasurer is hereby authorized to sell at public vendue such share or shares of such delinquent as may be sufficient to pay said assessment and all necessary charges: and the time and place of holding said vendue shall be notified in one of the newspapers published in Dover or Portsmouth thirty days previous to the time of sale, and such sale shall be a sufficient transfer of such share or shares, which transfer shall be recorded by the Clerk of said Corporation, and the overplus money, if any, shall be paid by the Treasurer, to the person whose share or shares were so sold.

Sec. 9. And be it further enacted, that said Corporation may hold and enjoy property actually employed in said manufactory to the value of fifteen thousand dollars free from taxation, for the term of five years.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT VESTING IN BENJAMIN STEVENS THE PRIVILEGE OF KEEP- ING A FERRY OVER A CERTAIN PART OF CONNECTICUT RIVER.

[Approved June 19, 1817. Original Acts, vol. 24, p. 60; recorded Acts, vol. 21, p. 8.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened—that the exclusive privilege of keeping a Ferry, with the immunities thereof, over Connecticut River, at any place between a point three miles south of the South line of Lebanon, in the County of Grafton, and the South line of Plainfield in the County of Cheshire, be, and hereby is granted to, and vested in, Benjamin Stevens of said Plainfield, his heirs and assigns: he the said Benjamin Stevens giving Bond with sureties, in the sum of Five Hundred Dollars, to the Clerk of the Court of Common Pleas for the time being, for the County of Cheshire, that the said Ferry shall be constantly kept and well attended.

Section 2. And be it further enacted that the rates of Ferriage to be taken by the said Benjamin Stevens his heirs or assigns, shall at all times, be established by the Justices of the Court of Common Pleas in said County of Cheshire, which Justices, are hereby authorized and empowered, to establish said rates of Ferriage, from time to time, as they shall judge proper.

Section 3. And be it further enacted—that if any person shall demand or receive, any greater rate of Ferriage, than the said Court of Common Pleas shall establish, he shall, for each and every such

offence, forfeit and pay to the party injured, the sum of Six Dollars to be recovered by action of debt, in any Court proper to try the same.

Section 4. And be it further enacted—that if any person shall, for hire or reward, transport over said River, within the limits aforesaid, any person creature or thing, such person, so offending, shall forfeit and pay to the said Benjamin Stevens, his heirs or assigns, the sum of Six Dollars, to be recovered by action of debt in any Court proper to try the same.

Section 5. Provided nevertheless, And be it further enacted,—that nothing in this act shall be construed to prevent any future Legislature of this State from granting to any person or persons the privilege of building and maintaining a Toll-Bridge over said River in any place within the limits aforesaid.

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF THE NEW HAMPSHIRE AND VERMONT BRIDGE COMPANY—

[Approved June 19, 1817. Original Acts, vol. 24, p. 61; recorded Acts, vol. 21, p. 10. Session Laws, 1815-21, p. 103. See acts of June 20, 1825, recorded Acts, vol. 23, p. 36; and July 4, 1829, id., vol. 27, p. 194.]

Section 1 Be it enacted by the Senate and House of Representatives in General Court convened, that Ebenezer Stearns, Robert L Hurd, Preston Farewell, Luther Gilson, Samuel Gilson, Jerre Lyons, Calvin Gilson, Marcus Holbrook, and Henry White, and such persons as may associate with them hereafter, be and hereby are incorporated and made a body corporate and politic by the name of the proprietors of the New Hampshire and Vermont Bridge Company, and by that name may sue prosecute and defend, and be sued prosecuted and defended to final judgment, execution and satisfaction, and hereby invested with all the powers and privileges incidental to corporations of a similar nature, subject however to reservations and limitations herein after expressed.—

Section 2 And be it further enacted that there be and hereby is granted to the said proprietors and their associates the sole and exclusive right and privilege of building erecting and keeping a toll bridge over and across the Connecticut river between Chesterfield in this State and Dummerston in the State of Vermont, to connect with the road from Keene through Chesterfield to Vermont

Sec: 3 And be it further enacted that the said Ebenezer Stearns, Robert L Hurd, Preston Farewell, Calvin Gilson Luther Gilson, or either of them be and hereby are empowered to call a

meeting of said proprietors to be holden at some public place in said Chesterfield to be notified by posting advertisements at some public place in said Chesterfield, and Dummerston, at least thirty days prior to such meeting. At which, said meeting, the said proprietors by the major vote of those present or represented, may choose a clerk, and such other officers as they may think necessary, who shall be sworn to the faithfull discharge of the duties of their respective offices, may agree on a method of calling future meetings, may divide said corporation into such number of Shares as they may think proper, and may make and establish such by laws as they may think necessary for the better regulation of the affairs of said corporation, and for carrying into effect the purposes of the same—provided such by laws shall not be repugnant to the Laws of this State. And all representations shall be proved by writing signed by the person represented and filed with the Clerk.—And this act—the by laws of said Corporation and all the proceedings thereof shall be recorded by the Clerk in a proper book or books kept for that purpose

Sec 4 And be it further enacted that said proprietors are hereby empowered to purchase any lands adjoining said bridge not exceeding four Acres, and hold the same so long as they keep the conditions of this charter herein after expressed, and the Shares of said corporation may be transfered by will, or by deed, acknowledged, and recorded by the Clerk of said corporation, and shall be considered as personal property.—

Sec: 5 And be it further enacted that said proprietors at any meeting regularly called, may vote assessments upon said shares, and for the non payment thereof may sell such shares at auction in such manner as by their by laws may be established, or said proprietors may recover such assessments against delinquent proprietors, after due notice, by any court of competent jurisdiction

Sec: 6 And be it further enacted that a toll be and hereby is granted and established to said proprietors as the legal rates of toll—(to wit)—for each foot passenger Two cents, for each horse and rider six cents, and each additional rider, one cent; for each Chaise, chair, sulkey or othe pleasure cariage drawn by one horse only, sixteen cents; for each chariot, Phaeton, Coach, or other four wheeled carriage for pasengers drawn by two horses only, twenty five cents; if drawn by four horses, thirty cents, for each cart or waggon drawn by one beast, ten cents; if by two beasts, sixteen cents; by three beasts, twenty cents, if by four, twenty five cents; for each pleasure sleigh drawn by one horse, eight cents, if drawn by two horses, twelve cents for each sleigh or sled drawn by four horses or oxen, twenty cents, and for each additional beast, three cents; for each horse without a team or rider three cents; for mules and cattle two cents each—to each team one person only shall be allowed to pass free of toll, and for each sheep and swine one half

cent each. And the said proprietors are hereby empowered to erect a gate across said bridge, and appoint necessary toll gatherers, who are hereby empowered to stop all persons from passing the same untill he, she, or they, may have paid or tendered their toll at the rates aforesaid, provided that when there shall be no toll gatherer, or he shall not attend to his duty the gate shall be left open.—

Sec: 7 And be it further enacted that whenever said gate may be erected, and while the same shall be kept up the said corporation may be indicted and fined for defect or want of repairs in said bridge, in the same manner that town corporations are by law indictable and finable for defects and want of repairs in their bridges And any person or persons who may sustain any injury or damage by reason of any defect, or want of repairs in said Bridge, shall recover his damages against said corporation by action of trespass on the case, in any court of competent jurisdiction.—

Sec 8 And be it further enacted that in case said bridge should not be built within four years, or should be discontinued or out of repair for the space of three years, then this Act, and every part thereof to be null and void

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER MERRIMACK RIVER IN THE COUNTY OF HILLSBOROUGH, AND FOR SUPPORTING THE SAME—

[Approved June 19, 1817. Original Acts, vol. 24, p. 62; recorded Acts, vol. 21, p. 13. Session Laws, 1815-21, p. 105. See acts of June 16, 1792, Laws of New Hampshire, vol. 6, p. 13; December 15, 1796, id., p. 375; July 1, 1819, *post*; and December 6, 1824, recorded Acts, vol. 22, p. 488.]

Be it enacted by the Senate and House of Representatives in General Court convened, that John Dwinell, Samuel P. Kidder, Robert Hall, John Stark Jun Moses Haseltine, John Ray, Elisha Quimby, James Griffin with those who are or who shall become proprietors in said Bridge, so long as they continue Proprietors thereof, shall be a Corporation and body politic, under the name and style of the Proprietors of the Amoskeig bridge, & by that name may sue and be sued to final judgment and execution, and do and suffer all matters, acts and things, which bodies politic may or ought to do or suffer, and the said corporation may have and use a common seal, and the same may break alter and renew at pleasure—

And be it further enacted That the said Samuel P. Kidder and Robert Hall or either of them shall call a meeting of said Proprietors by advertisement in the New Hampshire Patriot, printed at

Concord, to be holden at any suitable time and place after thirty days from the first publication of said Advertisement: and the Proprietors by a vote of the majority of those present or represented at said meeting (accounting and allowing one vote to each share in all cases) shall choose a clerk who shall be sworn to the faithful discharge of his said office, and shall also agree on a method of calling future meetings, and at the same or any subsequent meeting may elect such officers and make and establish such rules and by-laws as to them shall seem necessary and convenient for the Government of the said Corporation, for carrying into effect the purpose aforesaid, and for the collecting the toll hereinafter granted and established, and the same rules and by-laws may cause to be executed, and may annex penalties to the breach thereof, not exceeding six dollars for any one breach, provided said rules and by-laws are not repugnant to the Constitution and laws of this State; and all representations at any meeting of said Corporation shall be proved by writing signed by the person to be represented; which shall be filed with the Clerk: and this act and all rules, by-laws, regulations and proceedings of the said Corporation, shall be fairly and truly recorded by the Clerk, in a book or books to be provided and kept for that purpose.

And be it further enacted, that the proprietors aforesaid be and they are hereby permitted and allowed to erect a Bridge over Merimack river below Amoskeig falls between the towns of Goffstown and Manchester, in the County of Hillsborough, at or near the place where the old Bridge now stands. And the said Proprietors are hereby authorized and empowered to purchase and hold in fee simple any lands necessary and convenient for their purpose adjoining said bridge. And the property of said Corporation shall be divided into one hundred shares & the same may be transferred by the owner or owners thereof by deed duly executed, acknowledged and recorded by the Clerk of said Proprietors in their records—

And be it further enacted, that for the purpose of reimbursing the Proprietors the money by them to be expended in building and repairing said Bridge a toll be and hereby is granted and established for the benefit of said corporation, according to the rates following, namely, for each foot passenger, one cent; for each horse and rider, four cents; for each horse and chaise, chair or sulkey, ten cents; for each riding sleigh drawn by one horse, six cents; for each riding sleigh drawn by more than one horse, ten cents; for each coach, chariot, phaeton or other four wheel carriage for passengers, twenty five cents; for each curricule, twenty cents; for each cart or other carriage of burthen drawn by one beast, ten cents; for each wagon, cart or other carriage drawn by two beasts, twelve and an half cents; by more than two, four cents, for each additional yoke of oxen or pair of horses; for each horse or neat creature, exclusive of those rode or in carriages, two cents; for sheep and swine, one half

cent each; and to each team one person and no more shall be allowed as a driver to pass free of toll; and at all times when the toll gatherer shall not attend his duty, the gate or gates shall be left open. Provided nevertheless that the Justices of the Superior Court of Judicature, may, from time to time make such alterations in the rates of toll to be received as aforesaid, as to them shall appear to be just, except that the nett proceeds of the toll so to be received shall not be more than twelve per centum per annum on the costs of building said Bridge, after deducting the annual expenditures for repairs of the same; and provided also that said bridge be built and completed within four years from the passing of this act.

And be it further enacted, that said Proprietors shall have power to erect and fix upon and across said Bridge a gate or gates & appoint such and so many toll gatherers as shall be necessary to collect and receive of and from all persons using said bridge the rates of toll aforesaid, and to stop and detain all persons from passing the same until their respective tolls shall be paid—Provided however that persons going to and from public worship, and officers and soldiers actually ordered on military, duty shall pass free of toll.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO ANNEX A PART OF THE TOWN OF WENDELL TO THE TOWN OF NEW LONDON.—

[Approved June 19, 1817. Original Acts, vol. 24, p. 63; recorded Acts, vol. 21, p. 16. Session Laws, 1815-21, p. 108. See act of same title passed December 11, 1804, Laws of New Hampshire, vol. 7, p. 335.]

Be it enacted by the Senate and House of Representatives in General Court convened, That all that part of the town of Wendell in the county of Cheshire situate and lying southeastwardly of the line herein described, to wit—beginning at Great Sunapee pond at the southwestwardly corner of lot numbered twelve in the eighth range of eighty-five-acre lots in said town of Wendell, and now occupied by John Pike and John Currier; thence running north sixteen degrees east on the eastwardly line of land now owned and occupied by Daniel George, one hundred and eight rods to Otter pond, and thence on the same point across said pond to Springfield south line, be, and the same hereby is disannexed with the inhabitants thereof, from said town of Wendell, and annexed to the town of New London in the county of Hillsborough: and that said territory shall hereafter constitute and be a part of said town of New London and county of Hillsborough; and the inhabitants thereof shall do

the same duties and enjoy the same privileges as the other inhabitants of said New London: subject however to the payment of all taxes legally assessed upon them or their property by said town of Wendell prior to the passing of this act.

Provided, that this act shall not take effect until the first day of September next.—

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT, DECLARING THE TENURE OF THE OFFICE OF CORONER.

[Approved June 19, 1817. Original Acts, vol. 24, p. 64; recorded Acts, vol. 21, p. 18. Session Laws, 1815-21, p. 108. Laws, 1824 ed., p. 32. See acts of June 10, 1791, Laws of New Hampshire, vol. 5, p. 747; June 13, 1823, Session Laws, 1823, Chap. 4; June 20, 1827, id., 1827, Chap. 4; and June 28, 1827, id., Chap. 25. Repealed July 3, 1829, Laws, 1830 ed., p. 541.]

Be it enacted, by the Senate and House of Representatives, in General Court convened: That all coroners, who now are, or may hereafter be, appointed within this State, shall hold their office, subject to be removed by impeachment, by the senate; or by the Governor, with consent of the council, on the address of both houses of the Legislature.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE ELIJAH BELDING GUNN OF SWANZEY TO ASSUME THE NAME OF ELIJAH CARR BELDING

[Approved June 19, 1817. Original Acts, vol. 24, p. 65; recorded Acts, vol. 21, p. 18.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Elijah Belding Gunn of Swanzev in the County of Cheshire after the passage of this act assume and bear the name of Elijah Carr Belding and that he hereafter be known by that name any law or usage to the contrary notwithstanding

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CONGREGATIONAL SOCIETY IN MEREDITH.

[Approved June 19, 1817. Original Acts, vol. 24, p. 66; recorded Acts, vol. 21, p. 19.]

Whereas John Towle, David Bean, David Robinson, David Corliss, Samuel Bean, John Roberts, Jonathan Brown, Jeremiah L. Fogg, Moses Senter, Isaiah Fogg, Josiah Norris, Timothy Tilton, John Sanborn, Josiah Bean all of Meredith, and Moses Morse, Nathan L. Morse Jeremiah Towle, Moses Morse Jun^r, John Adams, Joshua Norris, and Daniel Norris all of Centre Harbour have petitioned the General Court that they and such others as may hereafter associate with them may be incorporated into a society by the name of The first Congregational Society in Meredith, & the same appearing to be reasonable, Therefore,

Be it enacted by the Senate & House of Representatives in General Court convened That John Towle, David Bean, David Robinson & the others aforementioned, and all such as may hereafter associate with them for the purpose aforesaid, be & they are hereby made and erected into a body corporate & politic with continuation and succession forever, to be called and known by the name of The first Congregational Society in Meredith, and by that name may sue & be sued, plead and be impleaded, and any action or actions may prosecute and defend to final judgment and execution, and are hereby vested with all the powers and privileges which by law are incident to corporations of a similar nature.

And be it further enacted That said Society be and they hereby are authorised & empowered to raise such sum or sums of money as they shall judge necessary for the support and maintainance of a public Teacher or Teachers of piety, morality, and religion, & build and repair houses for public worship, and to choose all proper officers for managing the concerns of said Society & to make rules & by-laws for regulating the same, not inconsistent with the constitution & laws of the State.

And be it further enacted That said Society shall annually meet on the last Tuesday of March for the purpose of raising money for the objects aforesaid, and for choosing all proper officers for transacting the business of the Society, who shall be sworn to the faithful discharge of their duty; and all meetings of said society, subsequent to the first, shall be notified by the clerk of said Society, who shall cause a notification, setting forth the business to be trans-

acted at said meeting, to be posted up at such place or places as said Society shall direct, fifteen days prior to said meeting.

And be it further enacted That John Towle and David Bean or either of them are hereby authorised to warn the first meeting of said Society by posting up a notification, fifteen days before the time said meeting shall be held, at David Bean's Inn in said Meredith setting forth all matters and things to be acted upon at said meeting; and the said John Towle, or in his absence the said David Bean, shall preside at said first meeting of said Society untill a Moderator shall be chosen; and at said first meeting said Society shall have power to choose officers & transact any other matters & things in the same manner they are authorised to do at their annual meetings.

And be it further enacted That nothing in this act shall be construed to authorize or empower said Society to draw any proportion or part of the Parsonage money or fund belonging to the town of Meredith, either for the support of the Teacher or Teachers of said Society or for the building or repairing their house or houses of public worship.—

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF HOSEA SNOW.

[Approved June 19, 1817. Original Acts, vol. 24, p. 67; recorded Acts, vol. 21, p. 21.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Hosea Snow of Chesterfield in the County of Cheshire and State of Newhampshire, be, and he hereby is, authorised and empowered, to assume and bear the name of *Henry Hosea Snow*, and that he shall hereafter be known and called by the name of *Henry Hosea Snow*; any Law, usage or custom to the contrary notwithstanding—

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF
 "THE FIRST PARISH IN WASHINGTON."

[Approved June 19, 1817. Original Acts, vol. 24, p. 68; recorded Acts, vol. 21, p. 22.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Jabez Brainard, A. B. Story, Moses Densmore, Jonathan Clark, John Millen, Joshua Jaquith, John Burbank, Ebenezer Wood, Ebenezer Wood Jun^r Jonas D. Wood, John Kittredge, Humphrey Jackman, Samuel Crane, Ebenezer Jaquith, Samuel Burbank, Nathan Wright, Daniel Jaquith, Jacob Wright, Benajah Sabin, Jacob Burbank, Mark Safford, Harry Train, Daniel Millen, Isaac Shattuck, William Bennet, David Danforth, Jonathan Danforth, John Vose, Dexter Sweet, Ephraim Farwell, Ward Sampson, William Davis, Ammi W. Millen, William Lawrence, and William Jones, Inhabitants of the town of Washington in the County of Cheshire and State of Newhampshire, with their associates and successors, be and they hereby are incorporated into a Society by the name of the First Parish in Washington, to have continuance and succession forever, and in that name may sue and prosecute, and be sued and prosecuted to final judgment and execution, and shall be, and hereby are invested with all the powers and privileges which the several parishes in this State have a right to exercise or enjoy.

And be it further enacted, that any person who may hereafter desire to become a member of said Society, and shall communicate to the Clerk thereof such his desire in writing, and shall be admitted by said Society at any legal meeting, being an inhabitant of said town of Washington and not otherwise, shall become and be a member of said Society, and any person who shall remove and abide out of the said town of Washington shall thereby cease to be a member of said Society but shall be holden to pay all Assessments due from him to said Society, at the time of such removal; and any person may cease to be a member of said Society by communicating to the Clerk thereof such intention in writing, but every such person shall be holden to the payment of all assessments made by said Society while he was a member of the same.

And be it further enacted, that said Society shall have power to raise, from time to time at any legal meeting, such sum or sums of money as they shall judge necessary for hiring or supporting a Minister of the Gospel, for building, buying, hiring or repairing a house for public worship, and for all other necessary and inci-

dental charges and expences of said Society, according to the invoice taken by the Selectmen of the said town of Washington for the year in which the money shall be voted to be raised; and the said Society shall have power to choose all such officers as they shall judge necessary for carrying into effect the powers granted by this Act, which officers shall hold their offices during the term of One year and until their Successors shall be chosen, and the said officers shall be sworn and have the same qualifications and shall have the same powers and be liable to the same penalties as similar town officers in this State, and it shall be the duty of the Clerk to keep a true and fair record of all the proceedings and transactions of said Society and of all the notifications which he shall receive agreeably to the provisions of this Act, and the said Society shall have power to make such rules, regulations, and by-laws as they shall deem expedient, not being repugnant or contrary to the Constitution or laws of this State.

And be it further enacted, that A. B. Story and Ward Sampson or either of them, may call the first meeting of said Society by posting up a notification with the articles to be acted upon, at the meeting house in said Washington Fifteen days previous to holding said meeting, at which meeting the said Society may agree upon the manner of warning their future meetings, and the time and place of holding their annual meetings.

And be it further enacted, that the said corporation may hold estate, real or personal, sufficient to carry into effect the object of its institution; provided the same does not exceed the sum of ten thousand dollars—

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT GRANTING TO DOLLY MERRILL AS ADMINISTRATRIX OF THE ESTATE OF BENJAMIN MERRILL LATE OF PORTSMOUTH DECEASED AND THE OTHER LEGAL REPRESENTATIVES OF SAID DECEASED, OR SUCH OTHER PERSONS OR PARTIES AS MAY BE INTERESTED, A NEW TRIAL ON A CERTAIN APPEAL FROM A DECREE OF THE JUDGE OF PROBATE FOR THE COUNTY OF ROCKINGHAM—

[Approved June 19, 1817. Original Acts, vol. 24, p. 69; recorded Acts, vol. 21, p. 24.]

Whereas Dolly Merrill of Portsmouth in the County of Rockingham Widow Administratrix of the Estate of Benjamin Merrill late of the same Portsmouth Esquire deceased hath petitioned the General Court setting forth that Nathaniel Ward late of Kensing-

ton in said County yeoman deceased, on the twentieth day of November in the year of our Lord one thousand eight hundred & five, made & executed his last Will & Testament, in the presence of Gen^l Joseph Badger, John Lyford & Edmund Keazer Esquires & by said Will devised all his real & personal Estate to him the said Benjamin Merrill—that the said Nathaniel Ward died on the sixth day of June one thousand eight hundred & six—that said Will was approved & allowed in common form by the decree of the Hon^{ble} Nathaniel Rogers Esquire Judge of Probate of Wills & within & for said County of Rockingham, on the twenty third day of June one thousand eight hundred & six—that on the twenty eighth day of December one thousand eight hundred & twelve, Melcher Ward by Phinehas Felch his Guardian, and Joseph Sherburne & Mary his wife petitioned the said Nathaniel Rogers Judge of Probate to review & reconsider, in solemn form, the Decree made by him, approving & allowing said Instrument as & for the last Will & Testament of the said Nathaniel Ward, and set aside the same, & to disallow said Instrument, and that the said Judge reconsidered & reviewed said decree & on the fourth day of February one thousand eight hundred & thirteen, duly proved, approved & allowed of said Instrument as & for the last Will & Testament of the said Nathaniel Ward—that said Melcher by his said Guardian & the said Joseph Sherburne & Mary his wife claimed an appeal from the last mentioned decree of said Judge to the Justices of the Superior Court of Judicature holden at Portsmouth in said County; on the third tuesday of February one thousand eight hundred and thirteen, & at the term of the Supreme Judicial Court holden at said Portsmouth, on the fourth tuesday of November one thousand eight hundred & thirteen, prayed the Court that the said Instrument might not be allowed as the last Will & Testament of the said Nathaniel, because they said, that the said Nathaniel never made, executed, & published the same Instrument as & for his last Will & Testament—and they further said, that at the time of making, executing & publishing, said Instrument, the said Nathaniel was not of sound disposing mind & memory—And they further said, that the said Nathaniel being old & infirm was induced to make and publish said Instrument by the fraud, deception & undue importunity of the said Benjamin Merrill—and one John Lyford—and thereupon issue was joined upon the said allegations on pleas of the said Appellants, by the said Benjamin Merrill and the same were committed to a Jury who found a verdict against the said Will—that said Cause was afterwards continued from Term to Term to the Term of the said Supreme Judicial Court holden at Exeter in & for said County of Rockingham on the fourth tuesday of November one thousand eight hundred & fourteen, when the said decree of said Judge of Probate approving & allowing said Will was reversed & held for

naught, by which said Benjamin was greatly injured & the Justice the law intended was not done—that in the trial of said issues the testimony of said Kezar was very material & that he was prevented from attending as a Witness by the deception, management, & unfair practices of said Appellants, of which said Benjamin was wholly ignorant until after the trial of said cause, & that other new & material evidence has been discovered since said trial which to the said Benjamin was then wholly unknown; & the said Dolly praying that a new trial may be granted her in the premises, which prayer, on a public hearing of said petition appearing reasonable—Therefore

Be it enacted by the Senate & House of Representatives in General Court convened, that a new trial be and the same is hereby granted in said cause & that the said Dolly Merrill in her said Capacity, or the other legal representatives of said Benjamin, in case of the decease of said Dolly, or her otherwise ceasing to be Administratrix as aforesaid, or such other persons or parties as may be entitled or interested in the premises, or all or any of them, are hereby authorized & empowered to enter said Cause anew at the Superior Court of Judicature to be holden at Exeter within & for said County of Rockingham, on the third tuesday of September next, and said Cause shall have day in said Court from day to day & Term to Term, & shall be heard, tried, & determined in said Court upon the pleadings had in the former trial, & the said Court are hereby authorised & empowered, upon said new trial to affirm or reverse the former Judgment or decree had on the appeal aforesaid, as the said new trial may terminate for or against either party, & to allow or disallow said Will accordingly & to make all such further orders and decrees in the premises, as law & Justice may require—

And be it further enacted, that authenticated copies of all papers used & filed in the former trial on said appeal may be used in the trial herein granted, & that on the reversal or affirmation of said decree, by said Superior Court, costs shall be taxed & allowed in the same way & manner as in cases of review authorised by the existing laws of said State—

And be it further enacted that Phinehas Felch Guardian of Melcher Ward & Joseph Sherburne & Mary his wife be, respectively, served with an attested copy of this Act by leaving the same at their last & usual places of abode thirty days at least, before the said third tuesday of September next—

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS INTO A SOCIETY BY THE NAME OF THE UNIVERSALIST SOCIETY IN RINDGE AND ITS VICINITY.

[Approved June 20, 1817. Original Acts, vol. 24, p. 70; recorded Acts, vol. 21, p. 28.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Stephen Jewett William Hodge and Jonathan Gilman and their associates and successors be, and they are hereby, incorporated into a religious Society and body corporate by the name of the Universalist Society in Rindge and its vicinity, to have continuance and succession forever, and in that name may sue and prosecute and be sued and prosecuted to final judgment and execution, and shall be and are hereby invested with all the powers and privileges accruing to corporations of a similar nature, and may possess real and personal estate to the value of five thousand dollars.—

Sec. 2. And be it further enacted, that Stephen Jewett, William Hodge and Jonathan Gilman, or either of them, may call the first meeting and preside therein until a moderator shall be chosen, and forever thereafterwards the first Tuesday in March, in each successive year, shall be considered as the day for the annual meeting of said Society, which meetings shall be warned and held in the same manner as is pointed out by the laws of this State for holding annual and other Town meetings; and the said Society shall have power to choose all necessary officers for carrying into effect the powers granted by this act. And the several officers chosen by said Society shall be sworn and qualified, in the same manner, and have the same powers and exercise the same authority, and shall be subject to the same penalties for misconduct in office, as similar officers, who are by the laws required to be sworn—And said Society at their annual meeting shall have power to raise such sum or sums of money as they may think necessary, for the support of an universalist minister of the Gospel, and other necessary and incidental expenses of said Society, which sum or sums shall be assessed on the members of said Society, in like manner as town taxes are by law assessed and collected.

Sec. 3. And be it further enacted, that any person who may hereafter desire to join said Society, and shall express such desire in writing to the clerk thereof, whose duty it shall be to enter his name in a book containing the names of the members of said Society, and give notice thereof to the Town Clerk of the Town, in

which he or she belongs, which notice shall be in writing, such person having previously paid all assessments for the support of the ministry in the society where he formerly belonged, shall be entitled with others to all the privileges of the corporation, and shall be subject to pay their proportion of the expense of said Society. And any person wishing to withdraw from said society and giving notice thereof in writing, under his hand to the Clerk of the same, and having discharged all assessments or subscriptions made while a member, shall forthwith and thereafter cease to be a member of said Society.—

Sec. 4. And be it further enacted, that said Society shall have power to adopt such rules and regulations, as they shall deem expedient, not repugnant to the laws of this State. And it shall be the duty of the Clerk to keep a fair record in a Book or Books to be provided for that purpose, of this act, and also a record of all rules and proceedings of said Society, and all the notifications and writings which he may receive, agreeably to the provisions of this act. And the said Records shall at all times be open to the inspection of all interested therein.—

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS INTO A SOCIETY BY THE NAME OF THE KEENE BAPTIST CHURCH & SOCIETY.

[Approved June 20, 1817. Original Acts, vol. 24, p. 71; recorded Acts, vol. 21, p. 30.]

Be it enacted by the Senate & House of Representatives in General Court convened, That David Carpenter, Ammi Brown, their associates and successors, be, & they hereby are, incorporated into a religious Society and body corporate by the name of the Keene Baptist Church and Society, to have continuance and succession forever—and to possess and enjoy all the powers and privileges accruing to corporations of a similar nature—Provided nevertheless, that the real and personal estate which said Society may hold shall not, exclusive of its place of public worship, exceed the sum of three thousand dollars in value

Sect. 2. And be it further enacted, That David Carpenter, & Ammi Brown, or either of them may call the first meeting of the Society, & preside therein until a moderator shall be chosen. And forever thereafter the first Tuesday of March, in each successive year, shall be the day on which the annual meeting of the Society shall be holden. And at the first meeting, and at any subsequent annual meeting, the Society may determine, and alter, the mode of

warning the annual and other meetings; may raise money for the support of a Baptist minister of the Gospel, & for discharging the incidental expences of the Society; may elect such officers as they may deem necessary; & may enact bye Laws for the government of the Society and of its members; provided said bye laws are not repugnant to the Constitution and laws of the State

Sect 3. And be it further enacted, That all monies raised by the Society shall be assessed upon the polls and rateable estates of the members according to the invoice taken by the Selectmen of the towns in which the members reside for the year in which the money shall be voted to be raised; And the several officers chosen by the Society shall be sworn in the same manner, and shall, so far as is necessary for fulfilling the purposes of their appointment, have the same powers, & be subject to the same penalties, as similar town officers, who are chosen & sworn by virtue of the laws of the State

Sect 4 And be it further enacted, That whenever any person shall desire to become a member of said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth enjoy all the privileges, and be subject to all the liabilities of other members of the Corporation.—And whenever any member shall desire to leave said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth cease to be a member.—Provided nevertheless, that no person shall join, or leave, said Society until he shall have paid all legal taxes and assessments previously made upon him for the support of religious worship

[CHAPTER 20.]

State of {
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE WALPOLE MANUFACTURING COMPANY.

[Approved June 20, 1817. Original Acts, vol. 24, p. 72; recorded Acts, vol. 21, p. 31. See acts of December 21, 1832, id., vol. 29, p. 203; June 17, 1836, Session Laws, June, 1836, Private Acts, Chap. 71; and June 23, 1848, id., June, 1848, Chap. 676.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Mark Richards and Josiah Bellows the second, and their associates, successors and assigns be, and they hereby are, created a Corporation by the name of the Walpole Manufacturing Company, and in that name may sue and be sued, prosecute and be prosecuted to final judgment and execution.

Sec. 2. And be it further enacted, that said Company may purchase, hold, use and enjoy estate real and personal to the amount of fifty thousand dollars, and no more, which estate or property shall be employed in the manufacture of cotton and wool, or either.

Sec. 3 And be it further enacted, that Mark Richards and Josiah Bellows the second, may call the first meeting of the Company, at which meeting the Company may choose such officers and make such regulations and by-laws as they may think advisable; provided, said regulations and bye-laws are not repugnant to the laws of the State.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE GRAPE ISLAND MILL COMPANY.—

[Approved June 20, 1817. Original Acts, vol. 24, p. 73; recorded Acts, vol. 21, p. 32.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Jacob Varney, Theodore C Lyman and Job Varney and their associates successors and assigns be, and they hereby are, incorporated and made a body corporate and politic, by the name and style of Grape Island Mill Company, and by that name may sue and be sued, prosecute and defend to final judgment and execution, and they are hereby vested with all the powers and privileges, which, by law, are incident to similar institutions.

And be it further enacted, that said Jacob Varney, and Theodore C Lyman or either of them may call the first meeting of said Corporation, at any suitable time and place in the town of Milton, in the County of Strafford, by posting up notifications for that purpose in said Milton and in the towns of Farmington and Rochester, at some public place in each of said Towns, fourteen days prior to the time of holding said meeting; at which meeting they may elect a Clerk, who shall be sworn, and all other officers necessary for such an institution; and shall also agree on a method of calling future meetings, and determine on the time of their annual meeting, and make and establish, generally, such rules, by laws and regulations, not inconsistent with the laws of the State, as shall be deemed necessary and proper for the government of said Corporation; and may divide the same into a convenient number of shares—and all absent members may be represented at any meeting, by written authority, which shall be filed by the Clerk; and in all cases each share shall be entitled to one vote—

And be it further enacted, that said Corporation be and they hereby are authorized and empowered to build, support and keep in repair in Milton aforesaid, on Salmon-fall river, so called, any buildings or works necessary and convenient for sawing lumber, grinding and bolting grain and meal and carding wool and cotton, and the business necessarily connected therewith, and may purchase and hold in fee simple or otherwise any lands adjoining said buildings and works, necessary and convenient for said Proprietors not exceeding three acres. And the share or shares of any proprietor may be sold by said Corporation for non payment of assessments duly made, agreeably to the by-laws of said Corporation—and any proprietor may alienate his share or shares in said Corporation by deed duly executed and recorded by the Clerk.—

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, ENTITLED, "AN ACT FOR THE CONVEYANCE OF REAL ESTATE, IN CERTAIN CASES," PASSED DEC. 17, 1797.

[Approved June 20, 1817. Original Acts, vol. 24, p. 74; recorded Acts, vol. 21, p. 34. Session Laws, 1815-21, p. 110. Laws, 1824 ed., p. 231. The act referred to is dated December 15 instead of December 17, 1797, Laws of New Hampshire, vol. 6, p. 451. Repealed by act of July 2, 1822, Laws, 1824 ed., p. 171.]

Be it enacted, by the Senate and House of Representatives in General Court convened; That the Judge of probate in any county in this State, be hereby authorized to grant licence to, and empower, the executor or executors of the last will and testament, or the administrator or administrators of the goods and estate, of any deceased person, to make and execute a conveyance or conveyances of any real estate, to any person or persons with whom the testator or intestate may have contracted, by bond, covenant, or other written contract, to convey such real estate, but was prevented by death,—in the manner, and under the regulations mentioned in the act to which this is in addition, although such testator or intestate may not have dwelt or been a resident in this State; provided, such real estate be situate in the county where such application to the Judge of probate shall be made, and such will shall have been duly filed in the probate office, or administration shall have been duly granted, in the same county.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT AUTHORIZING HIS EXCELLENCY THE GOVERNOR, WITH ADVICE OF COUNCIL, TO APPOINT AND COMMISSION JUDGE ADVOCATES—

[Approved June 20, 1817. Original Acts, vol. 24, p. 75; recorded Acts, vol. 21, p. 35. Session Laws, 1815-21, p. 111.]

Be it enacted by the Senate & House of Representatives in General Court convened, that from and after the passing of this Act, His Excellency the Governor with advice of Council, is hereby authorized & empowered to appoint & commission, one suitable person in each Brigade of militia in this State, as Judge Advocate, whose duty it shall be, to attend all Courts Martial within the Brigade to which he belongs, when called upon by the Officer appointing such court.

And be it further enacted, that the Judge Advocates so appointed, shall rank as Majors, & be allowed the same pay & travel for attending Courts Martial, as is allowed by Law to other members attending the same

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT ANNEXING HEATHS' GORE TO THE TOWN OF SPRINGFIELD

[Approved June 20, 1817. Original Acts, vol. 24, p. 76; recorded Acts, vol. 21, p. 35. Session Laws, 1815-21, p. 111.]

Be it enacted by the Senate and House of Representatives in General Court convened that the tract of land now called and known by the name of Heath's Gore, adjoining the Towns of Springfield and Enfield, be, and the same hereby is annexed to the Town of Springfield in the County of Cheshire; and that said territory shall hereafter constitute and be, a part of said Town of Springfield in the County of Cheshire. And the inhabitants thereof shall do the same duties and enjoy the same privileges as the other inhabitants of said Town of Springfield—

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
 PROPRIETORS OF STEWARTS TOWN BRIDGE.—

[Approved June 20, 1817. Original Acts, vol. 24, p. 77; recorded Acts, vol. 21, p. 36. Session Laws, 1815-21, p. 112. See act of June 28, 1831, recorded Acts, vol. 28, p. 79.]

Be it enacted by the Senate and House of Representatives in General Court Convened, that Jeremiah Eames, Benjamin F. Ingham, John M. Tillotson and Adino N. Brackett and their associates and successors be and they hereby are incorporated and made a body corporate and politic by the name of the Proprietors of Stewarts Town Bridge—and by that name may sue and be sued, plead and be impleaded prosecute and defend to final judgment and execution, and they are hereby invested with all the powers and privileges which by law are incident to corporations of a similar nature.—

And be it further enacted, that said Jeremiah Eames and Adino N. Brackett Esquires or either of them may call a meeting of said Proprietors to be holden at any suitable time and place within the town of Stewarts Town in the County of Coos by posting up advertisements for that purpose in the towns of Stewarts town aforesaid and Canaan in the State of Vermont three weeks prior to said meeting—and the proprietors by a vote of a majority of those present or represented at said meeting accounting and allowing one vote to each share in all cases, shall choose a clerk who shall be sworn to the faithful discharge of the duties of his office and shall also agree on a method of calling future meetings, and may elect such officers and make and establish such rules and by laws, as to them shall seem necessary and convenient for the regulation and government of said Corporation, for carrying into effect the purposes aforesaid, and for collecting the tolls hereinafter established, and the same by laws may cause to be executed, and annex penalties to the breach thereof; Provided said Rules and by-laws are not repugnant to the constitution & laws of this State. And all representations shall be made in writing signed by the person represented, which shall be filed with the Clerk; and this act and all rules, by laws and proceedings of said corporation shall be truly recorded by the Clerk, in a Book or books to be kept for that purpose.

And be it further enacted, that said Proprietors be and they are hereby vested with an exclusive right to erect finish and keep in repair a Bridge over Connecticut River, at any place they may elect within one mile above or below Eames' Mills in Stewartstown in

said County of Coos, & are authorized to purchase any lands adjoining said Bridge not exceeding ten acres for the purposes of said incorporation, and the share or shares of any of said proprietors may be sold by said corporation for non payment of assessments duly made agreeably to the by laws that may be agreed on by said proprietors, and the overplus, if any, shall be truly paid over to the delinquents whose share or shares were so sold—

And be it further enacted that for the purpose of reimbursing said Proprietors the money by them expended in building and supporting said bridge a toll be and hereby is established according to the rates following, to wit, for each foot passenger two cents, for each horse and rider or led horse six cents, for each chaise or other carriage of pleasure with two wheels and one horse twelve cents, for each carriage of pleasure or with passengers with four wheels and two horses twenty cents, for the like carriage with four horses twenty five cents, for each sleigh with one horse eight cents, for each sleigh with two horses twelve cents, and two cents for each additional horse; for each cart, waggon, sled or other carriage of burden drawn by one horse six cents, for the like carriage drawn by two beasts ten cents, if by more than two beasts four cents for each additional pair of horses or yoke of oxen; for sheep and swine one cent each; for cattle and horses two cents each; and to each team one person only shall be allowed free of toll, and at all times when the toll gatherer shall not attend his duty the gate shall be left open. And said Proprietors are hereby empowered to erect and fix upon and across said bridge a gate, and appoint toll gatherers one or more as shall be necessary to collect and receive of and from all persons using said Bridge the rates of toll aforesaid, and to stop and detain every person from passing the same until he, she or they shall have paid toll as aforesaid Provided however that all persons going to and from religious worship on sundays, and officers and soldiers who are actually ordered on military duty, shall pass free of toll.

And be it further enacted that said proprietors may be indicted for defect of repairs of said bridge after said toll gate is erected and while the same is kept up and be fined in the same way and manner as towns are by law finable for suffering Bridges to be out of repair, and in case any special damage shall happen to any person or persons or to his or their teams, cattle or carriages by means of the insufficiency or want of repairs of said Bridge at any time when the gate is kept up, the party injured or aggrieved shall recover his or their damages in an action or plea of trespass on the case, against said Proprietors, in any court of competent jurisdiction.

And be it further enacted, that the annual meeting of said corporation shall be holden at Stewarts Town on the first Tuesday in May annually forever, at which time they may choose all such officers as may be found necessary, who shall continue in office until others are chosen and qualified in their room; and said proprietors

may assemble as often as may be found necessary for filling up any vacancies which may happen in said offices, and for transacting all other business, except the raising of money, which shall be done at the annual meetings only, at which all necessary sums shall be voted, and at which they may make and establish rules regulations and by laws not repugnant to the constitution and laws of this State.—

And be it further enacted, That if the said Bridge shall not be compleated in five years from the passing of this act, or if it shall be destroyed and not rebuilt & kept in repair for the space of five years according to the provisions herein contained, then this act and every part and clause thereof shall be null and void.—

And be it further enacted, That the Justices of the Superior Court of Judicature may from time to time make such alterations in the rates of toll herein established, as to them shall appear just and reasonable. Provided the nett proceeds of said toll shall not be more than twelve per centum per annum on the original cost of building and finishing said Bridge, after deducting the annual expenditures for repairing the same.—

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE FRANCESTOWN MUSICAL SOCIETY.

[Approved June 20, 1817. Original Acts, vol. 24, p. 78; recorded Acts, vol. 21, p. 40.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Eleazer Everett, Peter Woodbury, Uriah Smith, Mark Morse, William Dodge, Mark Fisher, Daniel Fuller, 2^d, David Bailey Phinehas Butterfield and Isaac Guild, and such as may hereafter become members of said society be and they hereby are made a corporation and body politic by the name of the Francestown Musical Society, and by that name may sue and be sued, defend and be defended, and be known and distinguished in their acts and proceedings, in all cases whatever; and shall be and hereby are vested with such powers and privileges as are usually granted to societies incorporated for the purpose of improvement in sacred music.

Section 2. And be it further enacted, that the said Eleazer Everett, Peter Woodberry and Uriah Smith, or either two of them, may call the first meeting of said Society, at any suitable time and place in said Francestown, by posting up a notification, for that

purpose, in some public place therein, at least fifteen days prior to said meeting; at which meeting the members of said Society shall choose a clerk, and such other officers as they may deem necessary; shall agree on the method of calling future meetings, and the time of their annual meeting; and at the same or any subsequent meeting may establish rules and by-laws for their regulation and government, and may order such assessments as they may deem just and reasonable: Provided such rules and by laws are not contrary to the laws of this State.

Section 3. And be it further enacted, that said Society may receive hold and enjoy by gift, grant, or otherwise, any estate not exceeding in value Two thousand dollars, and the same may sell and dispose of at pleasure, for the use and benefit of said Association.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN "ACT GRANTING A TAX OF THREE CENTS AN ACRE ON THE LANDS IN LINCOLN," PASSED DEC^R 20, 1816—

[Approved June 20, 1817. Original Acts, vol. 24, p. 79; recorded Acts, vol. 21, p. 41. Session Laws, 1815-21, p. 115. See act referred to, *ante*, p. 569.]

Whereas certain provisions in said act, to which this is in addition, have not been strictly observed & carried into effect,—Therefore—

Be it enacted by the Senate & House of Representatives in General Court convened, that the Collector in & by said Act appointed shall take the oath of office, give bonds for the faithful discharge of his duty, & give notice in the New Hampshire Patriot within thirty days from the passage of this Act, of his having lodged with the Deputy Secretary a copy of the list of taxes committed to him for collection in conformity to said act, which said List of taxes shall remain with the Deputy Secretary till the first day of September next that any owner or proprietor may pay his proportion of said tax; as by said Act provided; and that after said first day of September said Collector may proceed to collect said tax of all delinquent proprietors & owners in the same way & manner, & giving the same notice as is provided by law for the collection of State & County Taxes of nonresidents, excepting as otherwise provided in & by said Act to which this is in addition.—

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT TO GIVE THE INHABITANTS OF SCHOOL-DISTRICT N^o 1. IN WASHINGTON THE POWER OF A CORPORATION FOR CERTAIN PURPOSES.

[Approved June 20, 1817. Original Acts, vol. 24, p. 80; recorded Acts, vol. 21, p. 42.]

Be it enacted by the Senate and House of Representatives in General Court convened, that the Inhabitants of School-district N^o 1. in Washington shall have the power of a corporation for the purpose of holding and managing a donation made to said district by Thomas Penniman late of said Washington Dece^d and any other donation which may hereafter be made to said district for the use of a School; and for the purpose aforesaid, may sue and be sued, prosecute and defend, by the name of "School-district N^o 1. in Washington," and may do all things necessary for the security or right management of that or any other donation which may be made to said district for the use of a School, and may hold real or personal estate to the amount of Two Thousand dollars for the purpose aforesaid.

And be it further enacted, that David Heald and Ward Sampson, or either of them may call a meeting of said district by posting up a notification with the articles to be acted upon, at the meeting house in said Washington Fifteen days previous to holding such meeting, at which meeting the said district shall choose a Clerk and Treasurer who shall be sworn to the faithful performance of the duties of their said offices, and shall hold their offices until others shall be chosen and sworn in their stead; and said district may agree upon the manner of calling their future meetings and the time and place of holding their annual meetings, and may at that, or any future meeting, choose such other officers as may be convenient, and may make such rules, regulations and by-laws as shall not be incompatible with the laws of this State.

Provided Nevertheless, that the said Town of Washington shall not disannex any of the Inhabitants of said district from the same without their consent, nor annex any other persons to said district without its consent.

And provided also that the legislature shall have a right to repeal this Act and every section thereof at any time hereafter when it may be deemed proper and expedient.

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO GIVE DISTRICT N^o 4. IN WASHINGTON THE POWER OF A CORPORATION FOR CERTAIN PURPOSES.

[Approved June 20, 1817. Original Acts, vol. 24, p. 81; recorded Acts, vol. 21, p. 43.]

Be it enacted by the Senate and house of Representatives in General Court convened, that the Inhabitants of School-district N^o 4. in Washington shall have the power of a corporation for the purpose of holding and managing a donation made to said district by Thomas Penniman Esq^r late of said Washington Dece^d and any other donation which may hereafter be made to said district for the use of a School; and for the purpose aforesaid, may sue and be sued, prosecute and defend, by the name of "School-district N^o 4. in Washington," and may do all things necessary for the security or right management of that, or any other donation which may be made to said district for the use of a School, and may hold real or personal estate to the amount of Two Thousand dollars for the purpose aforesaid.

And be it further enacted, that Daniel Farnsworth and Samuel Burbank, or either of them, may call a meeting of the said district, by posting up a notification, with the articles to be acted upon, at the School-house in said district, Fifteen days previous to holding such meeting, at which meeting the said district shall choose a Clerk and Treasurer who shall be sworn to the faithful performance of the duties of their said offices, and shall hold their offices until others shall be chosen and sworn in their stead, and said district may agree upon the manner of calling future meetings and the time and place of holding their annual meetings, and may at that or any future meeting choose such other officers as may be convenient, and make such rules, regulations, and by-laws as shall not be incompatible with the laws of this State.

Provided Nevertheless, that the said town of Washington shall not disannex any of the Inhabitants of said district from the same without their consent; nor annex any other persons to said district without its consent.

And provided also, that the Legislature shall have a right to repeal this Act and every section thereof, at any time hereafter, when it may be deemed proper and expedient.

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO AMEND AN ACT; ENTITLED AN ACT, TO INCORPORATE A NUMBER OF THE INHABITANTS OF THE TOWN OF MILFORD, AND OTHER TOWNS ADJACENT IN THE COUNTY OF HILLSBOROUGH, INTO A RELIGIOUS SOCIETY, BY THE NAME OF THE FIRST BAPTIST SOCIETY IN MILFORD.

[Approved June 21, 1817. Original Acts, vol. 24, p. 82; recorded Acts, vol. 21, p. 45. The act referred to is dated June 17, 1813, *ante*, p. 226.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the annual meeting of the First Baptist Society in Milford, shall be holden forever on the first Tuesday of March, instead of the first Wednesday of October, as provided in said act of incorporation any thing in said Act to the contrary notwithstanding.—

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE PORTSMOUTH ATHENAEUM.—

[Approved June 21, 1817. Original Acts, vol. 24, p. 83; recorded Acts, vol. 21, p. 45.]

Whereas the persons herein after named have associated for the laudable purpose of promoting learning and diffusing useful knowledge, by establishing a library and repository for valuable and rare productions in the various arts and sciences and polite literature; and whereas in pursuance of their design, they have at considerable pains and expense collected many valuable works, with a variety of important tracts, pamphlets and documents, to which they intend to make additions from time to time as they may have ability and opportunity; and whereas the object of their association is of public utility as well as of great advantage to those more immediately interested therein, and ought therefore to be encouraged—
Therefore

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That William M. Richardson, Charles Burroughs, and Charles C. Haven, with their associates,

and such other persons as shall from time to time be admitted members of said association, according to the rules, which may be established by the bye laws of the corporation, be and they are hereby erected a body politick and corporate, and shall forever hereafter continue a body politic and corporate, by the name of the Proprietors of the Portsmouth Athenaeum, with all the powers, privileges, and liabilities incident to corporations of this nature. And the said Corporation may receive and take, by gift, grant, devise or otherwise, and hold, possess and enjoy, exclusive of the building or buildings which may be actually occupied or used for the purposes aforesaid, real and personal estate, the yearly value of which shall not exceed three thousand dollars, so that the estate aforesaid be appropriated for the purposes aforesaid, and for the promotion of learning and useful knowledge.

Sec. 2. And be it further enacted, That the said Corporation shall have full power and authority to determine at what times and places their meetings shall be holden, and on the manner of notifying the members to convene at said meetings, and they shall have power to elect from amongst the said proprietors, such officers, with such powers, as they shall judge expedient, and also further to ordain and enact any bye laws for the due government of the said Corporation and the management of its affairs; Provided the same be not repugnant to the Constitution and laws of this State.

Sec. 3. And be it further enacted, That the payment of all fines and assessments duly levied upon the members of said Corporation agreeably to the bye laws thereof, may be enforced either by action at law, or by sale of the delinquents share or shares and his consequent exclusion from the Corporation, as shall be pointed out by the bye laws—

Sec. 4. And be it further enacted, That the said William M. Richardson, Charles Burroughs, and Charles C. Haven or any two of them, shall have power to call the first meeting of the said Corporation, which shall be within three months from the passing of this act.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT FOR REVIVING AN ACT ENTITLED "AN ACT TO INCORPORATE ELIJAH HALL AND OTHERS, HIS ASSOCIATES WITH THE EXCLUSIVE RIGHT AND PRIVILEGE OF CUTTING A CANAL AND CONSTRUCTING LOCKS AND SLIPS FROM WINNIPISIOKEE LAKE TO PISCATAQUA RIVER" PASSED JUNE 18TH 1811—

[Approved June 21, 1817. Original Acts, vol. 24, p. 84; recorded Acts, vol. 21, p. 47. See act referred to, *ante*, p. 21. See also act of December 16, 1824, recorded Acts, vol. 22, p. 536, and act of July 1, 1825, *id.*, vol. 23, p. 84.]

Whereas the above recited act is expired—And the revival of the same may be conducive to the public good—therefore—Be it enacted by the Senate and House of Representatives in General Court convened—That the above recited Act, and all and singular the paragraphs, clauses, articles, directions and powers in the said Act contained shall be and hereby are revived, reenacted, directed and ordered to abide and remain in full force, and accordingly to be exercised, practised and put in execution for and during the same term from this date, as was originally enacted that it should remain in force from the day of passing said Act.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE GRANT MADE TO THE PROPRIETORS OF WELLS RIVER BRIDGE ACROSS CONNECTICUT RIVER—

[Approved June 21, 1817. Original Acts, vol. 24, p. 85; recorded Acts, vol. 21, p. 48. Session Laws, 1815-21, p. 116. See act of December 27, 1803, Laws of New Hampshire, vol. 7, p. 213.]

Be it enacted by the Senate and House of Representatives in General Court Convened that the Proprietors of Wells River Bridge across Connecticut River be and they hereby are allowed three years from and after the first day of November next to rebuild and Complete Said Bridge any thing in any former law to the contrary notwithstanding

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT DIRECTING THE MODE OF SERVICE OF WRITS OF SCIRE FACIAS IN CERTAIN CASES

[Approved June 21, 1817. Original Acts, vol. 24, p. 86; recorded Acts, vol. 21, p. 49. Session Laws, 1815-21, p. 117. Laws, 1824 ed., p. 32; id., 1830 ed., p. 99. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it Enacted by the Senate and House of Representatives in General Court Convened—

That all writs of Scire Facias to review the Judgment of any Court in this State, when the person against whom such Scire Facias Shall issue is not an inhabitant of this State, may be served by reading the Same to the Defendant or giving him a Copy of Such Scire Facias and affidavit Made thereof—And Such Scire Facias may Also be Served by giving the attorney who appeared in the Suit for the party against whom such writ of Scire Facias issues, a Copy of such Scire Facias and return made thereof by any proper Officer—

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT TO ANNEX THE TRACT OF TERRITORY CALLED WARNER'S LOCATION IN THE COUNTY OF COOS TO CHATHAM

[Approved June 23, 1817. Original Acts, vol. 24, p. 87; recorded Acts, vol. 21, p. 50. Session Laws, 1815-21, p. 117.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the tract of territory, in the County of Coos, known by the name of Warners Location, and the Inhabitants residing in said territory, be, and the same is hereby annexed to and made a part of the town of Chatham, in said County of Coos; and the inhabitants of said annexed territory shall henceforth be entitled to the same privileges and immunities and subject to the same liabilities, which the existing inhabitants of said Chatham are liable to or enjoy—

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT ESTABLISHING THE TIMES AND PLACES OF HOLDING THE PROBATE COURT IN THE COUNTY OF GRAFTON"—

[Approved June 24, 1817. Original Acts, vol. 24, p. 88; recorded Acts, vol. 21, p. 50. Session Laws, 1815-21, p. 118. Laws, 1824 ed., p. 204. The act referred to is dated June 23, 1813, *ante*, p. 250.]

Be it Enacted by the Senate & House of Representatives in General Court convened that the Act entitled "An Act establishing the times and places of holding the Probate Court in the County of Grafton" approved June the Twenty third one thousand eight hundred & thirteen, Be, and the same is hereby repealed.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AND IN AMENDMENT OF AN ACT, ENTITLED "AN ACT, TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE NEWHAMPSHIRE COTTON AND WOOLEN FACTORY, AT HILLSBOROUGH" PASSED JUNE 20TH, 1811.—

[Approved June 24, 1817. Original Acts, vol. 24, p. 89; recorded Acts, vol. 21, p. 51. See act referred to, *ante*, p. 39. See also act of July 3, 1822, recorded Acts, vol. 22, p. 259.]

Whereas the proprietors of the Newhamphshire Cotton and Woolen Factory, at Hillsborough, have petitioned the Legislature to authorise them to make a further assessment on the shares of the stockholders, for the purpose of discharging demands, now existing against them, which, by their Act of incorporation, they cannot now do—Therefore,

Be it enacted by the Senate and house of Representatives in General Court convened, that a majority of the proprietors of the Newhamphshire Cotton & Woolen Factory at Hillsborough, present at any annual meeting, duly notified, be and they are hereby authorised and empowered to assess the sum of twenty five Dollars, or any lesser sum, on each share of the stockholders, in addition to the sums already assessed on said shares; and to collect the same, in the same way and manner, as other collections are made, by virtue of the act to which this is an addition, any part, clause or section of said act of incorporation to the contrary notwithstanding.

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT INCORPORATING SUNDRY PERSONS BY THE NAME OF THE
METHODIST EPISCOPAL CHURCH IN CONCORD IN THE COUNTY
OF GRAFTON—

[Approved June 24, 1817. Original Acts, vol. 24, p. 90; recorded Acts, vol. 21, p. 52. See act of July 3, 1867, id., vol. 59, p. 277.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Ozias Savage, Luther Cushman, Ebenezer Cushman, Christopher Morey, Samuel Morris, Elijah Woolson, and Ebenezer Morris and their associates, and such others as may hereafter be admitted as members thereof, be and they hereby are incorporated and made a body corporate and politic, by the name of the Methodist Episcopal Church in Concord in the County of Grafton, with continuation and succession forever, and in that name may sue and be sued, prosecute and defend in all actions, in all courts; and are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate of the value of five thousand dollars (subject to taxation) for the purpose of their association. Provided however that nothing in this act shall be construed to authorize said association in any wise to interfere with any fund belonging to said town of Concord which does not in any way pertain to said Methodist Episcopal Church—

Sec. 2 And be it further enacted, that said corporation be, and they hereby are authorized to assemble at Concord aforesaid on the first Monday of March Annually forever—And Ozias Savage and Luther Cushman or either of them are hereby empowered to call the first meeting of said society in said Concord, by posting up a notification under their hands for that purpose at the Methodist Meetinghouse in said town at least fifteen days before said meeting, at which meeting they may elect all such officers and establish all such rules and bye laws as may be thought necessary for orderly managing the concerns of said society and may convene as often as may be found necessary for filling up any vacancies that may happen, in such offices, and for any other legal purposes except the raising of money, which shall be done at the annual meeting only—And at said first meeting, Ozias Savage and Luther Cushman shall preside until a moderator shall be chosen—Provided that the rules and bye laws agreed on by said society shall not be contrary to the Constitution and laws of this state—

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT AUTHORIZING AND EMPOWERING THE INHABITANTS OF THE TOWN OF DALTON TO ASSESS AND COLLECT A TAX OF FOUR CENTS PER ACRE ON EACH ACRE OF LAND IN SAID TOWN,—PUBLIC RIGHTS EXCEPTED—

[Approved June 25, 1817. Original Acts, vol. 24, p. 91; recorded Acts, vol. 21, p. 54. Session Laws, 1815-21, p. 118.]

Be it enacted by the Senate and House of Representatives in General Court convened that a tax of four cents per acre on each and every acre of land in the town of Dalton (public rights excepted) be assessed and collected and that it be laid out and expended in making and repairing the road laid out through said town leading from near the mouth of John's River in a direction to intersect the Turnpike near Cap^t Rosbrook's who lives near the notch of the White Hills.

And be it further enacted that Cap^t Joel Crandal, Paul Cushman Esquire and Mr John Blakesley all of said Dalton be a Committee with full power to assess and collect and to lay out in manner aforesaid said tax—and they hereby are vested with all the power and authority necessary for the purpose aforesaid which Selectmen have to assess and collect State taxes.

And be it further enacted that the owners of land in said Town whether residents or nonresidents shall have the privilege of working out their taxes on said road under the direction of said Committee, whose duty it shall be to superintend the same or appoint some suitable person for that purpose, for whose faithfulness therein said Committee shall be accountable at the rate of eight cents per hour for an able bodied man finding his own tools and diet, and for ox work including chains at the rate of eight cents per hour for each yoke of oxen, provided they shall be ready to perform said work when called upon by said Committee by the last day of September next—

And be it further enacted that said Committee shall before receiving or collecting any part of said tax execute their bond in the sum of two thousand dollars to the Clerk of the Court of Common Pleas for the County of Coos for the faithful performance of the duties assigned them by this act. And said Committee shall render an account of their doings to the Justices of said Court, to be holden in said County, at their next Session, after said tax shall have been collected and laid out as aforesaid, and at any other time when thereto required by said Court.

And be it further enacted that said Committee shall give public notice in the New Hampshire Patriot & Dartmouth Gazette three

weeks successively on or before the last day of Aug^t next, of said assessment, and leave granted to the owners aforesaid to work out said tax as is herein before mentioned.—

And be it further enacted, that in case the said taxes shall not be paid on or before the last day of Dec^r next the said Committee may proceed to enforce the collection thereof in the same way and manner as Selectmen are by law empowered to collect State and County taxes, excepting only that they shall not be obliged to leave an attested copy of said tax list with the deputy Secretary for the payment of assessments.

And be it further enacted that it shall be the duty of the Committee aforesaid to leave at the office of the Deputy Secretary of this State a true and attested copy of all sales by them made in pursuance of this act, within thirty days of the time of sale And the proprietors and claimants of any lands, sold for the payments of said taxes, shall have a right to redeem the same, by payment of the tax and charges incurred thereon, by said sale, with twelve per cent interest on the amount from the time of sale to the Deputy Secretary or said Committee or either of them within one year from the day of the sale. And the Deputy Secretary is hereby authorized to demand and receive such compensation for his services, as by law he is entitled to receive in other cases of a similar nature, and he shall pay over at the end of the year, or sooner if requested, all monies received therefor, to any one of said Committee, or to their written order, for the benefit of any purchaser or purchasers of any lands so redeemed.—

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE TRUSTEES OF DURHAM ACADEMY.—

[Approved June 25, 1817. Original Acts, vol. 24, p. 92; recorded Acts, vol. 21, p. 56. See act of December 24, 1840, Session Laws, November session, 1840, Private Acts, Chap. 6.]

Whereas Benjamin Thompson and others have represented, that a School for the instruction of Youth in the various branches of literature, has, for a long time, been supported in the town of Durham, at individual expense; and that said School promises to become extensively and permanently useful, provided there should be a body vested with suitable powers to govern and direct the same—Therefore,

Sec. 1st—Be it enacted by the Senate and House of Representatives in General Court convened, that said School shall hereafter be known by the name of Durham Academy, and that Benjamin Thompson, Esquire, Valentine Smith, Esquire, Doct. Jedediah

Ingalls, George Frost, Esquire, Hon. Ebenezer Smith, Stephen Mitchell, Esquire and the Rev^d Federal Burt, all of said Durham, be, and they hereby are, appointed Trustees of the same, and that they, and their successors shall be, and they hereby are, made a body corporate and politic forever, by the name of the Trustees of Durham Academy; and by that name shall be a corporation, with power to have a common Seal; to make contracts relative to the object of their institution; to sue and be sued; to establish by-laws and orders for the regulation and government of said Academy, and for the conduct and duties of the Instructors, officers and Students thereof, and for the preservation and application of its funds; provided the same be not repugnant to the Constitution and laws of this State; to receive, hold and possess, any estate, real or personal, by subscription, gift, grant, purchase, devise or otherwise, ten thousand dollars whereof shall be exempt from taxation, and the same to improve, lease, exchange, sell and convey, for the sole use and benefit of said institution—

Sec. 2—And be it further enacted, that all property which may be given to said Academy, shall be faithfully applied to the establishment and support of said institution, either as a permanent or contingent fund, or otherwise, according to the directions of the donor—

Sec. 3—And Be it further enacted, that said Trustees may elect two persons to be members of their board in addition to those named in this act, which board of trustees shall at no time exceed the number of nine,—five of whom shall constitute a quorum to do business; and all their services as Trustees of said Academy, shall be performed gratis, provided, however, that any of their necessary expenses may be defrayed out of the funds of the institution—

Sec. 4.—And be it further enacted, that said Trustees shall have power to fill any vacancy which may happen by the death or resignation of a member of said board, or by other cause, by electing some other person to fill such vacancy;—to choose a Secretary and Treasurer; to appoint an Instructor or Instructors, and any other officers or agents, whose services in the concerns of said institution may be needed;—and to remove any of the officers or agents aforesaid, or any member of said board of Trustees, whenever, in the opinion of a majority of all the Trustees, the interests of said Institution shall require such removal—Provided, however, that no Trustee shall be appointed or removed at any other time than the annual meeting—

Sec. 5—And be it further enacted, that there shall be one stated annual meeting of said board of Trustees, which shall be holden in said Durham, and such other meetings as they shall appoint.

Sec. 6—And be it further enacted that Benjamin Thompson, Esq. and Valentine Smith, or either of them shall call the first meeting of said Board of Trustees, by giving personal notice of the time and place thereof, to each of the Trustees aforesaid.---

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF FRANCIS BEAN.

[Approved June 25, 1817. Original Acts, vol. 24, p. 93; recorded Acts, vol. 21, p. 58.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Francis Bean of Dover in the County of Strafford be, and he is hereby, authorized and empowered to assume and bear the name of *Francis Russell*, and by that name hereafter to be known and called; any law usage or custom to the contrary notwithstanding.—

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF NATHAN ALDRICH.

[Approved June 25, 1817. Original Acts, vol. 24, p. 94; recorded Acts, vol. 21, p. 59.]

Sec^t 1. Be it enacted by the Senate and House of Representatives in General-Court convened, that the name of Nathan Aldrich of Orange, in the County of Grafton, be and the same is hereby altered to that of Nathan Briggs; and that the said Nathan Aldrich, hereafter assume, and be known by the name of Nathan Briggs, any law, usage or custom to the contrary notwithstanding.

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT FOR THE DIVISION OF THE ELEVENTH REGIMENT AND FOR DISANNEXING THE COMPANIES IN THE TOWNS OF ALLENSTOWN AND CHICHESTER FROM THEIR RESPECTIVE REGIMENTS.—

[Approved June 25, 1817. Original Acts, vol. 24, p. 95; recorded Acts, vol. 21, p. 59. Session Laws, 1815-21, p. 120.]

Section 1st Be it enacted by the Senate and house of Representatives in General Court convened; That the companies in the Town of Concord shall form a first Battalion And the Companies

in the Towns of Pembroke Bow and Allenstown shall form the second Battalion which shall constitute the Eleventh Regiment; And the Companies in the Towns of Canterbury and Northfield shall form a first Battalion And the Companies in the Towns of Loudon and Chichester shall form a second Battalion which shall constitute the Thirty eighth Regiment any law to the contrary notwithstanding

Sec. 2. And be it further enacted that all Officers commissioned to commands in the Eleventh and Eighteenth Regiments and who by this division fall within the Thirty eighth Regiment shall retain the same rank and have the same commands in the said thirty eighth Regiment which they respectively held in the Eleventh and Eighteenth Regiments before the passing of this act, And all Officers commissioned to commands in the Seventeenth Regiment and who by this division fall within the Eleventh Regiment shall retain the same rank and have the same command in said Eleventh Regiment which they respectively held in the Seventeenth Regiment before the passing of this act

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST CONGREGATIONAL SOCIETY IN GILMANTON.—

[Approved June 26, 1817. Original Acts, vol. 24, p. 96; recorded Acts, vol. 21, p. 60. See amendment of December 21, 1832, id., vol. 29, p. 212.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Benjamin Page, Winslow Page, Nathaniel Wilson, William Smith, John Gilman, John Dudley, Micajah Kelley, Stephen Moody, William Badger, Asa Crosby John Ham, William Smith Jr and Pearson Cogswell and their associates and successors be, and they hereby are, incorporated and made a body politic and corporate forever by the name of the First Congregational Society in Gilmanton, and by that name may sue and be sued, may plead and be impleaded and may prosecute and defend the same to final judgment and execution, and they are hereby vested with all the powers and privileges of corporations of a similar nature.

Sec. 2. And be it further enacted, That Stephen Moody and William Badger, Esquires, or either of them may call the first meeting of said Society, and either of them may preside until a Moderator is chosen, which meeting shall be warned by posting up notifications at the Congregational Meeting house & Academy in said town specifying the subjects to be acted upon fifteen days prior to

said meeting, at which meeting said Society may choose a Clerk, an executive Committee of three, a Treasurer, a Collector and all such other officers as they may judge necessary, and transact any business which by this act may be done at the annual meeting, and at said meeting or any subsequent meeting may enact by laws for the government and regulation of said Society, not repugnant to the laws of this State or inconsistent with this act.

Sec. 3. And be it further enacted, That said Society shall meet on the last Wednesday of May annually forever for the purpose of raising money, choosing officers and transacting the business and concerns of said Corporation, which officers shall be sworn to the faithful discharge of their duty and continue in office until others are chosen and sworn in their room and all meetings after the first shall be notified & warned by the executive Committee in the same way and manner as town meetings are now by law notified and warned. And said Society may meet as often as they shall think proper for the purpose of filling all vacancies which may happen in the same, and for transacting any other business except the raising of money which shall be done at the annual meeting and at no other time. And should said Society by any means fail of holding their annual meeting the same may be revived by application to a Justice of Peace for the County of Strafford, signed by one sixteenth part of the members thereof, who is hereby empowered to call a meeting of the same, by notification in writing posted up at the same place, and containing the same information as the notifications for annual meetings of said Society have or ought to contain And everything done at the meeting, called as last aforesaid, shall be as binding and have the same force on all the members of said society, as though the same were done at the annual meeting, any thing in this act to the contrary notwithstanding

Sec. 4. And be it further enacted, That it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society the names of all persons chosen and sworn as officers of the same to record this act and all assessments in their book of records, and discharge and perform all the duties of the office according to law

Sec. 5. And be it further enacted, That it shall be the duty of the executive committee to assess the polls and ratable estate of the members of said Society their just and equal proportion of all sums of money which shall be voted to be raised at any legal meeting of said Society, agreeably to the inventory of the town for the same year, which sum so assessed shall be appropriated to the support and maintenance of any gospel minister or ministers who may hereafter be elected, chosen and employed by said Society and for the purpose of building and repairing any house or houses of public worship, and for all necessary charges of said Society. And the executive Committee in assessing the polls and estates of the members of said Society shall have the same power, be subject to the

same restrictions, be liable to the same penalties and shall in all cases proceed and be governed by the same laws which govern Selectmen of towns in this State in assessing the polls and estates of the inhabitants of towns. And it shall be the duty of the Executive committee of said Society to make lists of all such assessments under their hands and to commit the same to the collector, with a warrant under their hands and seal.

Sec. 6. And be it further enacted, that it shall be the duty of the collector of said Society to collect all the taxes assessed and committed to him for collection and to pay over the same according to the directions to him given in his warrant, and shall have the same power to collect the taxes to him committed as the collectors of towns in this State now by law have; and the said Collector and the Treasurer of this Society shall severally give bonds, with sufficient sureties to said Society, in a suitable sum or sums for the faithful performance of their respective duties—

Sec. 7. And be it further enacted, that any person on signing his or her name to the Book of records of this Society shall be considered a member thereof, and shall be discharged therefrom by giving notice to the Clerk of said Society in writing, and paying his or her just proportion of all demands against the same, and all sums which have been voted or assessed for the benefit of said Society.—

Sec. 8. And be it further enacted, That said Society shall have a right to occupy and improve the Meeting house in Gilmanton known by the name of the Congregational Meeting House, in the lower Parish in said town, for the purposes of public worship. Provided always, that nothing in this act shall be construed to deprive any individual or individuals of any right or rights he or they may have in or to said Meeting House, but the same shall remain as though this act had not been passed. And said Society shall in their corporate capacity have a right to a just and equal proportion of the profits and income of all such public lands in said town as were reserved for the use of the ministry, and not heretofore legally disposed of.

Sec 9. And be it further enacted, That said Society may purchase and hold real and personal estate sufficient for carrying into effect the purposes aforesaid; provided the same shall not exceed the value of fifteen thousand dollars.—

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT TO RAISE THIRTY THOUSAND DOLLARS FOR THE USE OF THIS STATE

[Approved June 26, 1817. Original Acts, vol. 24, p. 97; recorded Acts, vol. 21, p. 66. Session Laws, 1815-21, p. 122.]

Be it enacted by the Senate and House of Representatives in General Court convened; That there be raised for the use of this State, the sum of Thirty Thousand Dollars which sum shall be assessed, collected, and paid into the Treasury on or before the first day of December in the year of our Lord one thousand eight hundred and eighteen; and the Treasurer is hereby directed seasonably to issue his Warrants to the Selectmen or Assessors of the several Towns, Parishes and districts within this State agreeably to the last proportion Act; And the Selectmen and Assessors of the several Towns, Parishes and districts aforesaid are hereby respectively required to assess and collect the sums in the Treasurer's Warrants specified, and cause the same to be paid into the Treasury of this State, on or before the first day of December, one thousand eight hundred and Eighteen; and the Treasurer shall issue extents for all Taxes which may then remain unpaid—

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, MAKING COMPENSATION TO GRAND AND PETIT JURORS PASSED DECEMBER 10: 1800.

[Approved June 26, 1817. Original Acts, vol. 24, p. 98; recorded Acts, vol. 21, p. 67. Session Laws, 1815-21, p. 122. See act referred to, Laws of New Hampshire, vol. 6, p. 677.]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, each Grand and Petit Juror, who shall attend the Superior Court of Judicature, and each Petit Juror, who shall attend the Court of Common Pleas, in the several Counties in this State, be allowed one Dollar and twenty five cents per day, for each days attendance, at such Courts, instead of one dollar per day as is now allowed; any law to the contrary notwithstanding.

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT GRANTING RELIEF TO ISAAC HODSDON IN CERTAIN PROCEEDINGS HAD BEFORE THE SUPREME JUDICIAL COURT—

[Approved June 26, 1817. Original Acts, vol. 24, p. 99; recorded Acts, vol. 21, p. 68.]

Whereas, Isaac Hodsdon of Corinth in the County of Penobscot and Commonwealth of Massachusetts, hath petitioned the General Court, setting forth, that, in the month of August one thousand eight hundred & fourteen, he was arrested at the suit of the State of New Hampshire, in which prosecution he was accused of having treated the said State with contempt, in not obeying a writ of Habeas Corpus issued by the Honorable Arthur Livermore Esquire, one of the Justices of the Supreme Judicial Court of said State—that in the same month of August, he was recognized before Moses L. Neal Esquire, for his appearance at the Supreme Judicial Court of said State, to be holden at Dover in the County of Strafford, in September then next following: At which Court he made his personal appearance, and was ordered to recognize anew for his appearance at a subsequent Term of the same Court, in the sum of five hundred dollars; which recognizance was entered into by him, and Jacob M. Currier as his surety—and the said recognizance, as the same was uttered and spoken by the Clerk of said Court, was, that he appear before the said Court at their session to be holden in said County of Strafford at the February term one thousand eight hundred and fifteen; At which Court he appeared agreeably to his recognizance, as the same was read to him by the Clerk; when he discovered that said recognizance was so recorded as to require his appearance at the November term preceeding—at which term the recognizers were defaulted—And that a Scire facias had issued against said Jacob M. Currier on the default aforesaid, and was returned into the same Court, where he was recognized to appear, and in which he was personally present—that at the same term he presented to the Court his affidavit of said facts, and the Court then directed that, “if he would make his personal appearance before the said Court at their November session, one thousand eight hundred and fifteen, in said County of Strafford, and pay the cost that had arisen on said Scire facias, and notify the private prosecutor, he should have day in Court, and a trial on the original cause of action, as fully as though no default had taken place—” that he appeared at said last mentioned term and offered to pay all cost required of him; but in consequence of the private prosecutor’s being wholly unknown to him, he was unable to comply with that part of said decree requiring notice to such prosecutor—That at this

term the alleged contempt was relinquished by the Court and Solicitor, and it was decreed—"that if he would produce, at a subsequent term of said Court, a written discharge from the private prosecutor or prosecutors, he might be discharged, and not otherwise; and if said discharge was not produced, judgment would be rendered against his surety the said Jacob M. Currier, for the amount of said recognizance"—That the private prosecutor or prosecutors have ever been wholly unknown to him, which rendered a compliance with the said last mentioned decree, utterly impossible—and that judgment has been rendered against said Jacob M. Currier for the whole amount of said recognizance, and Execution has issued thereon, and the said Hodsdon praying relief in the premises—

Therefore

Be it enacted by the Senate and House of Representatives in General Court convened—That if the said Isaac Hodsdon shall make his personal appearance before the Justices of the Superior Court of Judicature, to be holden at Dover within and for the County of Strafford on the first tuesday of September next, and then and there offer to, and if required by the Court, actually enter into recognizance with sufficient surety or sureties to the acceptance of the Attorney General of said State, or in case of his absence, to the acceptance of the Solicitor for said County of Strafford, for his the said Hodsdon's personal appearance from day to day at said term, to answer for any contempt towards the late Supreme Judicial Court of said State, in that case the said Attorney General, and in case of his absence, the Solicitor aforesaid, are hereby authorised, empowered and directed to discharge the Execution before mentioned against the said Jacob M. Currier, issued on the judgment rendered on the recognizance aforesaid, and also to release and discharge the said Hodsdon from any liability on the same recognizance.

[CHAPTER 48.]

State of)
New Hampshire. {

AN ACT, IN ADDITION TO AN ACT, ENTITLED AN ACT, TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE SUNAPEE TURNPIKE CORPORATION

[Approved June 26, 1817. Original Acts, vol. 24, p. 100; recorded Acts, vol. 21, p. 70. The act referred to is dated June 21, 1804, Laws of New Hampshire, vol. 7, p. 293. See act of June 23, 1815, *ante*, p. 422.]

Whereas, the proprietors of the Sunapee Turnpike Corporation did not, at their first meeting, agree on methods for calling future meetings, as required by their Charter.

Therefore be it enacted by the Senate and House of Representatives in General Court convened—That John Raymond and William Cheney or either of them shall call a meeting of the proprietors of said Corporation to be holden at some suitable time and place by giving notice thereof, in the same way, and the same time of notice as was required in the second section of the act to which this is in addition, And said Corporation are hereby empowered to transact any business at said meeting that they were authorized to transact at their first meeting and the same shall be binding, any law or usage to the contrary notwithstanding

[CHAPTER 49.]

State of {
New Hampshire. }

AN ACT GRANTING A TAX OF FOUR CENTS ON EACH ACRE OF LAND IN
DURAND—

[Approved June 27, 1817. Original Acts, vol. 24, p. 101; recorded acts, vol. 21, p. 64. Session Laws, 1815-21, p. 125.]

Sec. 1. Be it enacted by the Senate and House of Representatives in general Court convened, That a tax of four cents on each and every acre of land in the town of Durand in the County of Coos, public rights excepted, be assessed and collected, and that the same be laid out and expended in making and repairing the road and bridges in said town which lead from Shelburne to Lancaster—

Sec. 2—And be it further enacted, that Reuben Stephenson, of Lancaster, Moses Ingalls, Esquire, of Shelburne, and John Bowman of Durand be a Committee to assess and collect said tax, and lay out the same in manner aforesaid; and for these purposes they are hereby vested with all the power and authority which select men have to assess and collect State taxes—

Sec. 3—And be it further enacted, That the owners of land in said Durand, whether residents or non-residents, shall have the privilege of working out their taxes on said road, under the direction of said Committee, whose duty it shall be to superintend the same, or appoint some person for that purpose, for whose faithfulness therein said Committee shall be accountable, at the rate of eight cents per hour for every able bodied man, finding his own tools and diet, and for ox work, including chains, at the rate of eight cents an hour for each yoke of oxen; provided said owners be ready to perform said work when called upon for that purpose—

Sec. 4. And be it further enacted, That said Committee shall have a right, by the fifteenth day of September next, to demand of each owner of land as aforesaid, the amount of one half of the tax against him, to be paid in work as aforesaid; or in money, at the

option of the person taxed; and by the fifteenth day of June, eighteen hundred and eighteen, said Committee shall have a right to demand payment, in the same way and manner, of the remaining half of said tax—

Sec 5. And be it further enacted, That said Committee shall, before receiving or collecting any part of said tax, execute their bond in the sum of fifteen hundred dollars, to the Treasurer of the County of Coos, conditioned for the faithful performance of the duties assigned them by this act.—And said Committee shall render an account of their doings to the Justices of the Court of Common Pleas to be holden within and for the County of Coos, in the second District, at its next session after said tax shall have been collected and expended as aforesaid, and at any other time when thereto required by said Court—

Sec. 6. And be it further enacted, That said Committee shall give notice in the News-Paper wherein, by law, the lands of Non-resident owners are advertised for the payment of taxes, on or before the first day of August next, of said assessment, and leave given as aforesaid, to the owners, to work out said tax as is herein before mentioned—

Sec. 7—And be it further enacted, That in case the said tax shall not have been paid before the first day of January, eighteen hundred and nineteen, then said Committee may proceed to enforce the collection of the same, or such part thereof as shall remain unpaid in the same way and manner, that select men of towns are empowered to collect state and County taxes, excepting only that they shall not be obliged to leave an attested copy of said list with the Deputy Secretary for the payment of said assessment.—

Sec. 8—And be it further enacted, That it shall be the duty of said Committee to leave at the office of the Deputy Secretary, a true and attested copy of all sales by them made in pursuance of this act, by the eighth day of the June Session of the General Court, next after said Sale; and the proprietors and claimants of any land sold for the payment of said tax, shall have a right to redeem the same, by payment of the tax, and the charges incurred thereon by said sale, with twelve per centum per annum interest on the amount from the day of sale, to the Deputy Secretary, or to said Committee, within one year from the time said copy shall have been so deposited in the Deputy Secretary's Office—And the Deputy Secretary is hereby authorised to demand and receive such compensation for his services, as by law he is entitled to receive in cases of a similar nature; and he shall pay over, when requested, all monies by him received on account of said tax, and interest, and for the redemption of any land sold as aforesaid, to any one of said Committee, or to his order, for the benefit and use of any purchaser or purchasers of any lands so redeemed; and said Committee shall pay over, to such purchasers, when required, all monies & interest received for their benefit.—

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT ALLOWING A CERTAIN PREMIUM FOR KILLING CROWS.—

[Approved June 27, 1817. Original Acts, vol. 24, p. 102; recorded Acts, vol. 21, p. 71. Session Laws, 1815-21, p. 123. Repealed by act of July 1, 1819, *post.*]

Be it enacted by the Senate and house of representatives in general court convened, that if any person shall kill any crow within this State; & shall bring the same to any one of the selectmen of the town or place where the same was killed; or if there be no selectmen in such town or place, then to one of the selectmen of the town or place next adjoining thereto, & shall prove to the satisfaction of such selectman that he killed the crow thus brought as aforesaid within such town or place aforesaid, the said selectman shall cut off the head of such crow & shall otherwise disfigure it so that it shall not be produced for the like purpose again; & the said selectman shall pay to the person who killed such crow, Twelve & an half cents therefor, & take such persons receipt for such payment, & the selectmen of the several towns in this State, upon presenting to the Treasurer of this State their respective accounts for monies paid by them, or either of them respectively, to any person or persons as a premium for killing crows as aforesaid, shall receive the amount of such accounts out of the State Treasury. And the Treasurer of this State is hereby authorised, and directed to pay the same accordingly.—

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE RICHARD BRADLEY AND OTHERS BY THE NAME OF THE CONCORD AND BOSTON BOATING COMPANY

[Approved June 27, 1817. Original Acts, vol. 24, p. 103; recorded Acts, vol. 21, p. 72. See act of July 2, 1823, *id.*, vol. 22, p. 394.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, That Richard Bradley his associates and successors be and they hereby are incorporated and made a corporation forever by the name and style of the Concord and Boston Boating Company and by that name may sue and be sued prosecute and defend to final Judgment and execution and be known and distinguished in their acts and proceedings and in

all cases whatever and shall be and hereby are vested with all the powers and privileges which are by law incident to corporations

Section 2nd And be it further enacted that the said Richard Bradley may call the first meeting of the members of said corporation by publishing a notification for that purpose expressing therein the time place and design of such meeting in the mews papers printed in Concord three weeks successively the last publication of which shall be at least one week prior thereto or by giving personal notice to each of his associates at least ten days before the day of said meeting and at said first meeting or at any subsequent meeting legally holden the said members present or represented may chose a Clerk Treasurer Agent and other officer or officers of the corporation who shall be sworn to the faithful discharge of the duties of their respective offices and who may continue therein untill others are chosen and sworn in their stead; and they may also agree on the method of calling future meeting; divide their capital or Joint stock into such number of equal shares as they may deem proper; ordain and establish by-laws rules and regulations for their government and the prudent management of their affairs; order assessments and do and transact all such business as the welfare of said corporation may in their opinion require provided said rules and regulations be not repugnant to the Constitution and laws of this State—And said members shall have a right to vote in said meetings in person or by proxy according to their respective shares in said Corporation allowing one vote to each share

Section 3—And be it further enacted that the said Richard Bradley and his associates and successors shall under this act have power and authority to own and use boats for the purpose of transporting goods wares and merchandize, the produce and manufactures of the Country and other things on the river Merimack to & from the southerly line of this State to the mouth of the Winnipisiogee river and to have and own landing places on the said river and the waters that discharge into the same

Section 4th And be it further enacted that said corporation be and the same hereby is authorized and empowered to purchase and hold so much personal estate as shall be necessary for the purchase of boats tackle engines and apparel for carrying on the business of transportation as aforesaid not exceeding however in value the sum of twenty thousand dollars and so much real estate not exceeding five thousand dollars in value as shall be necessary for landing places and store houses all of which shall be subject to taxation and the shares in said corporation shall be considered as personal property and transferable by assignment and the original shares and also such assignments shall be recorded by the Clerk of said corporation in a book to be kept for that purpose; open to the inspection of any person requiring the same

Section 5 And be it further enacted that the private property

both real and personal of each and every individual member of said corporation shall be liable and held to respond any judgment which may be hereafter obtained against said corporation and may be taken on mesne process or on execution against said corporation and disposed of in the same manner as though said judgment were rendered against the individual and the property as aforesaid of any person hereafter becomeing a member shall thereupon be held and liable in like manner

Section 6th And be it further enacted that if any of the agents or servants of said corporation shall unnecessarily stop hinder or impede the navigation of boats or rafts on said river or in the canals not belonging to said corporation for every such offence the said corporation shall be held liable for all damages sustained thereby to be recovered by action in any court of competent Jurisdiction

Section 7 And be it further enacted that in case the private property of any individual member of said corporation shall be taken to satisfy any execution obtained against said corporation in the manner above provided for such person or persons may recover so much of the sum by him paid as aforesaid of the several members of said corporation as shall be in proportion to their respective shares

Section 8th And be it further enacted that the Clerk of said corporation shall at all times give certified coppies of his records to any person or persons applying for the same upon receiving or having tendered to him such fees as are by law allowed to the clerks of the Judicial courts for coppies

Section 9th And be it further enacted that the legislature may at any time hereafter repeal and make void this act whenever the public good may require it any thing herein to the contrary notwithstanding

[CHAPTER 52.]

State of)
New Hampshire. (

AN ACT IN ADDITION TO & AMENDMENT OF AN ACT, ENTITLED. "AN ACT REGULATING FEES."

[Approved June 27, 1817. Original Acts, vol. 24, p. 104; recorded Acts, vol. 21, p. 76. Session Laws, 1815-21, p. 123. This act repeals the act of June 19, 1805, Laws of New Hampshire, vol. 7, p. 414. Repealed by act of December 23, 1820, *post.*]

Be it enacted by the Senate & House of Representatives in General court convened, that for every action, petition or complaint entered in the Court of Common pleas, there shall be paid at the time of entry in addition to the ninety cents for the Justices of said court, the sum of thirty cents of which the clerk thereof shall re-

ceive fifteen cents in full for entry, verdict, nonsuit or default, judgment, recording & every other service relative to such action, petition or complaint, for which no fees are otherwise particularly prescribed by said act, & the remainder of the fees, for the entry of actions, petitions or complaints shall be paid by the clerks of said courts of Common pleas into the Treasuries of said Counties respectively for the use thereof. —

Be it further enacted, that all that part of the section of the act to which this is in addition, which is in the following words, to wit, “for every action, petition or complaint entered in the court of common pleas the clerk thereof shall receive sixty cents, in full for entry, verdict, nonsuit or default, judgment, recording, & every other service relative to such action petition or complaint for which no fees are otherwise particularly prescribed by this act, the said Clerk paying thereout the criers and sheriffs fees for default or nonsuit, said sum together with ninety cents for the Justices, to be paid at the time of entry. be & the same is hereby repealed.—

Be it further enacted, that an act entitled, “an act in addition to, & amendment of an act entitled an act regulating fees” passed June 19th 1805. be & the same is hereby repealed.—

[CHAPTER 53.]

State of)
New Hampshire.)

AN ACT TO INCORPORATE JOHN DEARBORN AND OTHERS INTO A RELIGIOUS SOCIETY TO BE KNOWN BY THE NAME OF THE FIRST BAPTIST SOCIETY IN HAMPTON.

[Approved June 27, 1817. Original Acts, vol. 24, p. 105; recorded Acts, vol. 21, p. 77.]

Whereas a petition has been presented by a number of the inhabitants of the town of Hampton praying that they with such others as may hereafter be admitted into said society, be incorporated and known by the name of the First Baptist Society in Hampton—Which prayer appearing reasonable;—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that John Dearborn, Phillip Towle, Abraham Marston, Amos Towle Jr., Theodore Coffin, Joshua Lane, Samuel L. Brown, Joseph Mace, Abner Mace, Samuel Nudd, Samuel Browne Jr Wilbord Emery and James Tuxbury, and their Associates, with such others as may be admitted Members hereafter—be and they are hereby made and vested into a body corporate and politic, with continuation and succession forever; to be called and known by the name of the First Baptist Society in Hampton

and by that name may sue and be sued, defend and be defended and be prosecuted to final judgment and execution, and are hereby vested with all the powers and privileges which by law are incident to corporations of a similar nature.

And be it further enacted—that said society be, and they are hereby authorised and empowered to raise such sum or sums of Money as they shall judge necessary at their Annual Meeting for the purpose of building and keeping in repair a house or houses for public worship and other religious purposes, and to choose all proper officers for transacting and managing the concerns of said society, and to make by laws for regulating the same, provided they are not contrary to the Constitution and laws of this state—

And be it further enacted—that said society shall annually meet on the first Monday of March for the purpose aforesaid, and for choosing all proper officers for transacting the business of said corporation, who shall be sworn to the faithful discharge of their duty—and all meetings of said society in future shall be warned or notified by the Clerk of the same, or in case of his death or absence, by the Standing committee of the same, who shall cause a notification setting forth the business to be transacted at said meeting, to be posted up at such place as said society shall direct, fifteen days prior to said meeting of said society in manner and form aforesaid—

And be it further enacted—that said Society may hold real estate to the value of four thousand dollars and receive subscriptions, grants, and donations of personal estate to the Amount of Ten thousand dollars—exclusive of a Meeting house or Meeting houses—

And be it further enacted—that John Dearborn and Joshua Lane or either of them shall warn the first meeting of said society, to be holden at such time as they or either of them may appoint, and preside therein until a Moderator be chosen; which meeting shall be warned by posting up a Notification, setting forth specially all matters and things to be acted upon in said meeting—And at which Meeting they may elect all such officers and make and establish all such rules and regulations for the government of said society as they can do by this Act at their Annual Meeting—

And be it further enacted—that any person joining said society shall sign his or her name in the book of Records thereof; And any person may be discharged therefrom by giving notice of such intention, in writing to the Clerk thereof, three Months previous to leaving the same, which shall be recorded by the Clerk; And all persons leaving said society in this or any other way shall be holden to pay their proportion of all debts due from said society in their Corporate capacity at that time, as also all assessments previously made upon them towards the support of said Society

[CHAPTER 54.]

State of }
New Hampshire. }

AN ACT PROVIDING FOR THE SUPPORT OF PAUPERS IN CERTAIN CASES.—

[Approved June 27, 1817. Original Acts, vol. 24, p. 106; recorded Acts, vol. 21, p. 79. Session Laws, 1815-21, p. 125. Laws, 1824 ed., p. 30. See acts of February 15, 1791, Laws of New Hampshire, vol. 5, p. 691; December 20, 1797, id., vol. 6, p. 468; June 18, 1807, id., vol. 7, p. 603; June 27, 1809, id., p. 836; June 19, 1811, *ante*, p. 30; June 14, 1820, *post*; and July 2, 1825, Session Laws, 1825, Chap. 67. Repealed by act of December 16, 1828, Laws, 1830 ed., p. 302.]

Be it enacted by the Senate and House of Representatives in General Court convened, that if any town in this State is now unorganized, or shall hereafter become unorganized, so as to be without town officers, legally appointed and qualified, all paupers for whose maintenance such town was, while organized, liable, shall, so long as such town remains unorganized, be supported at the expense of the County in which such town is situate, and such County shall be liable for the support of any such pauper or paupers, in the same manner as Counties are now liable by law, for the support of paupers, who have no relations in the line prescribed by the act to which this is an addition, of sufficient ability, and who have no legal settlement in any town in this State.

[CHAPTER 55.]

State of }
New Hampshire. }

AN ACT, DECLARING THE TENURE AND PROVIDING FOR THE REMOVAL FROM OFFICE, OF REGISTERS OF PROBATE.

[Approved June 28, 1817. Original Acts, vol. 24, p. 107; recorded Acts, vol. 21, p. 80. Session Laws, 1815-21, p. 128. Laws, 1824 ed., p. 203; id., 1830 ed., p. 45. See acts of June 14, 1836, Session Laws, June, 1836, Chap. 247; July 1, 1837, id., June, 1837, Chap. 345; July 2, 1839, id., June, 1839, Chap. 439. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, that all Registers of Probate who may hereafter be appointed within this State, shall hold their Office untill they arrive to the age of seventy years, subject to be removed by the Governor, with consent of the Council, upon the address of both Houses of the Legislature.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1817, June 16.

Resolved that the men employed in building the State House be exempted from military duty while they shall be so employed and that a certificate from Mr. Park the master workman that they are in said employ shall be sufficient evidence for those concerned

[House Journal, 1817, p. 158. Senate Journal, 1817, p. 133.]

1817, June 17.

Whereas certain persons have petitioned the Legislature for grants of unlocated lands belonging to the State, in, and adjoining the south-eastern section of the County of Coos, and there being no satisfactory evidence before the Legislature as to the situation, or value of said lands—Therefore—Resolved by the Senate and House of Representatives of the State of New Hampshire, in General Court convened, that Richard Odell, Esquire of Conway be, and he hereby is appointed an Agent on the part of the State to receive proposals for the purchase of lands belonging to the same in, and adjoining the section aforesaid; to examine and survey said lands, if necessary, at the expence of the Applicants, and to report to the Legislature at their Session next following such application—the situation and extent of any tract or parcel of land prayed for, with the value in his opinion, and such other information as may be necessary to form a correct opinion as to the propriety of disposing of the same

[House Journal, 1817, p. 165. Senate Journal, 1817, p. 139.]

1817, June 18.

Resolved that Benjamin Butler Esq^r Adjutant General, receive out of the Treasury the sum of fourteen hundred Dollars, for the purposes of procuring standards, colours and for repairing musical instruments for the militia the ensuing year, and that he account for the same to the Legislature of this State

[House Journal, 1817, p. 192. Senate Journal, 1817, p. 157.]

1817, June 20.

Resolved, that the towns of Bartlett and Adams, in the County of Coos, be hereafter classed for the purpose of sending a Representative to the General Court of this State, until such time as the Legislature shall otherwise order.

[House Journal, 1817, p. 235. Senate Journal, 1817, p. 179.]

1817, June 20.

Resolved, That the Town of Chatham in the County of Coos, be hereafter classed with the town of Burton in the County of Strafford, for the purpose of sending a Representative to the General Court, until such time as the Legislature shall otherwise order.

[House Journal, 1817, p. 235. Senate Journal, 1817, p. 180.]

1817, June 25.

Resolved, that the sum of thirty thousand Dollars be and hereby is appropriated toward the erection & completion of the State house in the Town of Concord; and that his Excellency the Governor, by warrant on the Treasurer, be authorized to draw said sum from the Treasury, at such times and in such sums, as the committee to superintend the building of said State-house may consider necessary: And the sums aforesaid drawn from the Treasury, as aforesaid shall be delivered to said committee for the purposes aforesaid—

[House Journal, 1817, p. 288. Senate Journal, 1817, p. 223.]

1817, June 26.

Whereas Philip Carrigain Esq^r hath represented to this Legislature that in completing the Map of this State he hath encountered difficulties and incurred expences far beyond his expectation when his contract respecting said Map was made with the State; and having no legal claim on the State refers his case to the consideration of the Legislature

And whereas judgment was rendered in favour of the State against Joseph Clough, Obadiah Clough Nehemiah Clough and Jacob Hoit as sureties for said Carrigain for money loaned by the State to said Carrigain, for the sum of seven thousand six hundred and six dollars & 61 Cents including interest, three thousand seven hundred & fifty dollars of which has been discharged by the purchase of two hundred and fifty of the aforesaid Maps, and there remains now due to the State the sum of three thousand eight hundred & fifty six dollars & 61 Cents

Therefore in consideration that the Map aforesaid appears to be executed with accuracy and much elegance, and it being the duty of the Legislature to cherish the interest of literature and the sciences

Resolved

That the Treasurer of the State in full consideration of the services and sacrifices of the said Carrigain be, and he is hereby authorised and directed to release and discharge the said sureties and cancel the Executions issued against them on the judgments aforesaid

[House Journal, 1817, p. 323. Senate Journal, 1817, p. 243.]

1817, June 27.

Resolved, That His Excellency the Governor be, and he hereby is, authorized to draw on the Treasurer for the sum of Eight Thousand

dollars, for the purpose of furnishing materials and other necessary expenses for the State prison the ensuing year; Subject to the orders of the Warden of said prison, under such regulations as are prescribed in the act provided for the regulation and government of said prison.—

[House Journal, 1817, p. 364. Senate Journal, 1817, p. 262.]

1817, June 27.

Resolved that whenever James C. Mace, keeper of the prison in Amherst, shall produce satisfactory evidence to His Excellency the Governor that Moses Brewer and Isaac Lawrence, prisoners in said Goal, have been released and discharged from their said imprisonment, His Excellency be, and he hereby is authorized and requested to draw an Order on the Treasurer in favor of said Mace for the sum two hundred and seventy three Dollars and thirty three Cents, which sum shall be in full of said Mace's account for supporting said Brewer and Lawrence in the Goal in Amherst prior to June 12th 1817, and the Treasurer is hereby directed to pay the same.

[House Journal, 1817, p. 367. Senate Journal, 1817, p. 268.]

1817, June 27.

Resolved that the Rockingham Agricultural Society have and receive out of the Treasury of this State the sum of one hundred Dollars—And the Treasurer is hereby authorised to pay the same to John Porter for the use of said society—

[House Journal, 1817, p. 358. Senate Journal, 1817, p. 261.]

1817, June 27.

Resolved that the Cheshire agricultural Society have & receive from the Treasury of this State the sum of one hundred Dollars to promote the laudable objects of their association, and the Treasurer is hereby authorized & required to pay over the same sum to Ezra Jones Esq^r for the use of said Society—

[House Journal, 1817, p. 357. Senate Journal, 1817, p. 261.]

1817, June 28.

Whereas the account of the Town of Portsmouth amounting to 6551.70/100 D^{ls} paid by said town for sundry articles for the defence of the State generally & the Town in particular during the late War, which account has been exhibited by the State of Newhampshire as part of the States demand against the U. S. And whereas the Selectmen of said Town, have petitioned the present Legislature for payment of the same, or their proportion of what the Governor may have rec^d from the U. S. (and now in the Treasury) And the Legislature having re-

ferred the account aforesaid to a Committee from their body—who reported that for reason, that no evidence have come to their knowledge that U. S. have allow'd any part thereof.—Therefore they have reported that the said account lay over untill the next session of the Legislature—

And whereas the Representatives from s^d Town are satisfied by recent information from the War Department that the s^d accounts will be settled and that the greater portion claimed by the town which they represent will be allow'd—within a few months and long before the next session of the Legislature—

Therefore Be it resolved that whenever the Governor shall have received satisfactory evidence, that the accounts or any part thereof have been allowed and paid over by the War department of the U. States that the Governor draw on the Treasurer for such sum or sums so paid over in favour of the Selectmen of Portsmouth, which shall be in part of their account or in full as the case may be—

[House Journal, 1817, p. 415. Senate Journal, 1817, p. 273.]

1817, June 28.

Whereas the Town of Rye has presented to the Legeslature at their present session an account against the State of New Hampshire for services rendered during the late war with Great Brittain, which account has been included in the account of the State of New Hampshire against the United States—

Therefore Resolved; that whenever the Governor shall have received satisfactory evidence that the said account, or any part thereof has been allowed, and paid over by the War Department of the United States; that the Governor draw on the Treasurer for such sum, or sums so paid over in favour of the Selectmen of Rye, which shall be in part of their account, or in full as the case may be

[House Journal, 1817, p. 414. Senate Journal, 1817, p. 271.]

1817, June 28.

Resolved by the Senate and House of Representatives in General-Court convened, that His Excellency the Governor be, and he is hereby requested to give an order on the Commissary-General, to furnish the Company of Artillery in the thirty-third Regiment of Militia in said State, with one piece of ordinance, apparatus and harness complete, for the use of said Company.

[House Journal, 1817, p. 413. Senate Journal, 1817, p. 270.]

1817, June 28.

Resolved that the Hon^{ble} Jonathan Harvey of Sutton, John Vose of Atkinson and John Harris of Hopkinton be a Committee whose duty it shall be to sit in the recess of the Legislature, to investigate the concerns of the State Prison, to ascertain the expence of supporting the Con-

victs therein the several years since the first were confined, and the average number of Convicts the several years aforesaid, the sums actually paid the Warden, and other officers for their services, and also the expence of the Guards employed in, and about the Prison, the sums expended for the purchase of materials to be manufactured by the Convicts and the amount of Sales of articles manufactured by them, and the amount paid for machinery employed by them, and the present value thereof: the amount of appropriations for the erecting, finishing, & repairing the Prison, and likewise to devise & report (if practicable), a better plan for the government, & economy of the same, and said Committee shall have full power and authority, to convene before them any person or persons, whose testimony shall be deemed important in the investigation aforesaid. And said Committee shall be authorized to receive proposals from any person, or persons, who may be disposed to take charge of the Prison, and make report of their doings at the next Session of the Legislature; and that his Excellency the Governor be requested to notify the above named Gentlemen of their appointment as soon as may be.

[House Journal, 1817, p. 393. Senate Journal, 1817, p. 283.]

[TWENTY-SEVENTH GENERAL COURT.]

[*Held at Concord, One Session, June 3, 1818, to June 30, 1818.*]

[OFFICERS OF THE GOVERNMENT.]

WILLIAM PLUMER, GOVERNOR.
 SAMUEL SPARHAWK, SECRETARY OF STATE.
 RICHARD BARTLETT, DEPUTY SECRETARY OF STATE.
 WILLIAM PICKERING, TREASURER.
 GEORGE SULLIVAN, ATTORNEY GENERAL.
 JONATHAN HARVEY, PRESIDENT OF THE SENATE.
 MATTHEW HARVEY, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

John Bell, Jr.,	Chester.
John M. Page,	Tamworth.
Richard H. Ayer,	Dunbarton.
Samuel Grant,	Walpole.
Juduthun Wilcox,	Orford.

[MEMBERS OF THE SENATE.]

John Langdon, Jr.,	Portsmouth.
John Brodhead,	Newmarket.
Thomas Chandler,	Bedford.
Caleb Stark,	Dunbarton.
Amos Cogswell,	Dover.
Nathaniel Shannon,	Moultonborough.
Benjamin Poole,	Hollis.
Jonathan Harvey,	Sutton.
Joseph Buffum,	Westmoreland.
Uriah Wilcox,	Newport.
John Durkee,	Hanover.
Dan Young,	Lisbon.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Andrew O. Evans.
Atkinson and } Plaistow, }	Henry Tucker.
Bow,	Samuel Clement.
Brentwood,	John S. Dudley.
Candia,	John Lane, Jr.
Canterbury,	Ezekiel Morrill.

Chester,	William Moore.
Chichester,	Benjamin Fitz.
Concord,	Samuel Langley.
	William A. Kent.
Deerfield,	Thomas W. Thompson.
	Thomas Robinson.
	Jacob Freese.
Epping,	William Plumer, Jr.
Epsom,	John McClary.
Exeter,	Joseph Tilton, Jr.
Greenland,	Isaiah Berry.
Hampstead,	Jacob Kimball.
Hampton,	Edmund Toppam.
Hampton Falls,	Jeremiah Blake.
Hawke and } Sandown, }	Samuel Pillsbury.
Kensington,	Robert Prescott.
Kingston,	Daniel Peaslee.
Londonderry,	John Porter.
	John Fisher.
Newcastle,	Nathan Priest.
Newington,	William Fabyan.
Newmarket,	Jeremiah Mead.
Newton,	Caleb Peaslee.
Northfield,	Charles Glidden.
North Hampton,	David Brown.
Northwood,	David Clark.
Nottingham,	Samuel B. Dyer.
Pelham,	Samuel M. Richardson.
Pembroke,	Isaac Morrison.
Pittsfield,	Ebenezer Lane.
Poplin,	John Scribner.
Portsmouth,	John Davenport.
	George Long.
	Enoch G. Parrott.
	Hunking Penhallow.
	Joseph Ela.
	Joseph Fogg.
Raymond,	Amos S. Parsons.
Rye,	Israel Woodbury.
Salem,	Jabez Eaton.
Seabrook,	
South Hampton and } East Kingston, }	Jacob Jewell.
Stratham,	Walter Weeks.
Windham,	John Campbell.

STRAFFORD COUNTY.

Alton,	Eleazer Davis.
Barnstead,	Charles Hodgdon.
Barrington,	Samuel Hale, Jr.
	John Kingman.
	Isaac Daniels.
Brookfield and }	John Hill.
Middleton, }	James Willey.
Conway,	Andrew Pierce.
Dover,	William Flagg.
	Daniel Matthes.
Durham,	John March.
Eaton and }	
Burton, }	Joseph Drake.
Effingham and }	Thomas Plumer.
Ossipee Gore, }	Daniel Gale, 3d.
Farmington,	Pearson Cogswell.
Gilmanton,	Dudley Ladd.
Gilford,	John Osborne.
Lee,	John Wingate.
Madbury,	Ebenezer Pitman.
Meredith,	Theodore C. Lyman.
Milton,	Ezekiel Hoit.
Moultonborough,	Joseph Boodey.
New Durham,	Thomas Perkins.
New Hampton and }	Ezekiel Wentworth.
Center Harbor, }	Moses Hale.
Ossipee,	Hatevil Knight.
Rochester,	Stephen Gale.
Sanbornton,	Nathan Taylor.
	Daniel Hoit.
Sandwich,	Andrew Rollins.
Somersworth,	Ford Whitman.
Tamworth,	Benjamin Young.
Tuftonboro,	William Sawyer.
Wakefield,	Samuel Meder.
Wolfeboro,	

HILLSBOROUGH COUNTY.

Amherst,	Edmund Parker.
Andover,	Samuel Graves.
Antrim,	Jacob Whittemore.
Bedford,	Samuel Chandler.
Boscawen,	Jeremiah Gerrish.

Bradford,
 Brookline,
 Deering,
 Dunbarton,
 Dunstable,
 Fishersfield,
 Francetown,
 Goffstown,
 Greenfield,
 Hancock,
 Henniker,
 Hillsborough,
 Hollis,
 Hopkinton,

Litchfield,
 Lyndeborough,
 Manchester,
 Mason,
 Merrimack,
 Milford,
 Mont Vernon,
 New Boston,
 New Ipswich,
 New London,
 Nottingham West,
 Peterborough,
 Salisbury,
 Sutton,
 Temple,
 Warner,
 Weare,

Wilmot and }
 Kearsarge Gore, {
 Wilton,
 Windsor and }
 Society Land. {

John Smith.
 Benjamin Shattuck.
 Matthew Forsaith.
 John Gould.
 Jesse Bowers.
 Timothy Morse.
 William Bixby.
 William Brown.
 William Whittemore.
 Thatcher Bradford.
 Moses Brown.
 James Wilson.
 Benjamin M. Farley.
 Matthew Harvey.
 Abram Brown.
 Joseph Chase, Jr.
 Nehemiah Boutel.
 John G. Moore.
 John Blodgett.
 Aaron Gage, Jr.
 William Lovejoy.
 Ezekiel Upton, Jr.
 Robert Wason.
 Nathaniel D. Gould.
 Daniel Woodbury.
 Noah Robinson.
 Hugh Miller.
 Jabez Smith.
 Moses Hill.
 Archelaus Cummings.
 Benjamin Evans.
 Samuel Eaton.
 Abraham Morrill.
 Samuel Kimball.
 Abiel Wilson.
 Benjamin Nichols.

CHESHIRE COUNTY.

Acworth,
 Alstead,
 Charlestown,
 Chesterfield,
 Claremont,

Ithiel Silsby.
 Asahel Hatch.
 John C. Chamberlain.
 John Kneeland.
 George B. Upham.
 David Dexter.

Cornish,	Newton Whittlesey.
Croydon,	Stephen Eastman.
Dublin,	Andrew Allison.
Fitzwilliam,	Samuel Griffin.
Hinsdale,	Arad Hunt.
Goshen and } Wendell, }	Joshua Currier.
Grantham,	James Smith.
Jaffrey,	Adonijah Howe.
Keene,	Daniel Hough.
Langdon,	Benjamin Palmer.
Lempster,	Harris Bingham.
Marlbrough,	Joseph Frost.
Marlow,	Isaac Baker.
Nelson,	Stephen Harrington.
Newport,	William Cheney.
Plainfield,	William Cutler.
Richmond,	Benjamin Newell.
Rindge,	Samuel L. Wilder.
Roxbury,	John Newcomb.
Springfield,	John Quimby.
Stoddard,	Danforth Taylor.
Sullivan,	Elijah Frost.
Surry and } Gilsum, }	Elijah Fuller.
Swanzey,	Elijah Belding.
Troy,	Sylvester P. Flint.
Unity,	Jacob Perkins.
Walpole,	Roger Vose.
Washington,	David Heald.
Westmoreland,	Simeon Cobb, 2d.
Winchester,	Elijah Alexander.

GRAFTON COUNTY.

Alexandria and } Danbury, }	William Crawford, Jr.
Bath,	John Clement.
Bethlehem, }	
Dalton and } Whitefield, }	John Wilder.
Bridgewater,	Simon Harris.
Campton,	Moses Baker.
Canaan,	Moses Dole.
Concord (Lisbon),	Life Young.
Dorchester, }	
Orange and } Dames Gore, }	John Clark.

Enfield,	Jesse J. Fogg.
Grafton,	Solomon Sayles.
Groton and } Hebron, }	Asahel Buel.
Hanover,	Benjamin J. Gilbert.
Haverhill,	Augustus Storrs.
Holderness,	John Page, Jr.
Landaff,	Moses Merrill.
Lebanon,	John French.
Lincoln and } Franconia, }	Stephen Kendrick.
Littleton,	Simon Tuttle.
Lyman,	Guy Ely.
Lyme,	Perley Mason.
New Chester,	Joshua Balch.
Orford,	William W. Sargent.
Peeling and } Ellsworth, }	John B. Wheeler.
Piermont,	Thomas Pinkham.
Plymouth,	John Foord.
Rumney,	William Webster.
Thornton,	Jonathan Blodgett.
Warren and } Coventry, }	Moses Foss.
Wentworth,	Joseph Patch, Jr.
	Thomas Whipple, Jr.

COOS COUNTY.

Bartlett and } Adams, }	Jonathan Meserve.
Chatham and } Burton, }	James Hobbs.
Columbia, } Colebrook, } Shelburne, } Stewartstown and } Errol, }	Hezekiah Parsons.
Lancaster, } Jefferson and } Bretton Woods, }	Richard Eastman.
Northumberland, } Piercy and } Stratford, }	John M. Tillotson.

[*First Session, Held at Concord, June 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 29, 30, 1818.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT FOR REVIVING AN ACT, ENTITLED, AN ACT TO INCORPORATE A COMPANY BY THE NAME AND STYLE OF THE PROPRIETORS OF THE LIME BRIDGE COMPANY, APPROVED JUNE 24, 1809.

[Approved June 12, 1818. Original Acts, vol. 24, p. 108; recorded Acts, vol. 21, p. 81. The act referred to is dated June 24, 1809, Laws of New Hampshire, vol. 7, p. 822. See also act of June 11, 1814, *ante*, p. 288.]

Whereas the limitation of said Act for completing the object therein named, and also the time limited in and by an act, in addition to the above recited act, approved June 11, 1814, have expired, and the revival thereof may be conducive to the public good—Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, that the above named act, and all and singular the paragraphs, clauses and articles in the same contained, are hereby revived and reenacted, and shall remain in full force, for and during the term of five years, from and after the date hereof; any thing in the above recited acts to the contrary notwithstanding.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF ALEWIVES IN EXETER RIVER.

[Approved June 12, 1818. Original Acts, vol. 24, p. 109; recorded Acts, vol. 21, p. 82. Session Laws, 1815-21, p. 129. Laws, 1824 ed., p. 204; *id.*, 1830 ed., p. 252. An act of the same title, passed June 22, 1816, is repealed by this act. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in general court convened, That from and after the passing of this act no person or persons shall be allowed to fish for alewives in Exeter river within the limits of the town of Exeter in the County of Rockingham with any seine or setting line or with any other implement whatever excepting a dipnet, without first obtaining a licence or permit in writing from the Selectmen of the said town of Exeter—

and every person offending against the provision of this act shall for every such offence forfeit and pay the sum of ten dollars to be recovered by action or information before any Justice of the peace within the said County of Rockingham to the use of the said town of Exeter.

And be it further enacted that the Selectmen of the said town of Exeter are hereby authorised to grant a permit or otherwise to license any person or persons to fish in said river within the limits of said town, for alewives, with seines or settinglines at such times and upon such terms and conditions as they shall think proper.

And be it further enacted that any person or persons are hereby authorized to destroy any seine or setting line or any other implement for the catching of alewives except that, which is allowed by this act, which may be found in said river within the limits of said town, contrary to the provision of this act, and in case of being prosecuted therefor, he may plead the general issue and give the special matter in evidence.

And be it further enacted That an act entitled "an act for the preservation of Alewives in Exeter river" passed the twenty second day of June A. D. one thousand eight hundred and sixteen be and the same is hereby repealed.—

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE SOCIAL LIBRARY IN SULIVAN.

[Approved June 12, 1818. Original Acts, vol. 24, p. 110; recorded Acts, vol. 21, p. 83.]

Be it enacted by the Senate & House of Representatives in 'General Court convened, that Roswell Hubbard, Joseph Seward, William Muzzey, Amos Wardwell, Elijah Frost, Erastus Hubbard, Samuel Osgood, Calvin Lock, Samuel Lock, John Wilson & Josiah G. While with their Associates & Successors be, and they hereby are incorporated into a Society by the name of the Proprietors of the Social Library in Sullivan, to have continuance & succession forever, & in that name to sue and prosecute, and be sued & prosecuted to final judgment & Execution, and shall be, and hereby are vested with all the privileges incident to corporations of a simelar nature.

And be it further enacted, that the said Society may, at any legal meeting warned for that purpose, raise such sums of Money as they may judge expedient, to be assessed on the shares & collected by

sale of the same, and in no other way. And each member shall have one vote for every share which he owns in said Library.

And be it further enacted, that the said Society shall, at their first meeting, choose a Clerk, Treasurer & Librarian, and may choose such other officers as they may judge expedient, which officers shall hold their offices till others shall be chosen and qualified in their stead. And the said Society shall have power to make such rules, regulations and by-laws, as they may deem expedient, provided the same be not contrary to the Constitution or Laws of this State. And it shall be the duty of the Clerk, who shall be under Oath or Affirmation, to keep a true record of all the votes of said Society.

And be it further enacted, that Roswell Hubbard, and Elijah Frost or either of them may call the first meeting of said Society by posting up a notification with the articles to be acted upon, at the meeting house in Sullivan Fifteen days previous to the time of holding said meeting, at which meeting they shall agree upon the manner of calling future meetings and the time and place of holding their annual meeting, which may be altered at any annual meeting.

And be it further enacted, that the said Society may hold estate real or personal to the amount of One Thousand dollars for the use and benefit of said Library.

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF NEW GRANTHAM, TO THE NAME OF GRANTHAM.

[Approved June 12, 1818. Original Acts, vol. 24, p. 111; recorded Acts, vol. 21, p. 85. Session Laws, 1815-21, p. 130.]

Whereas the Inhabitants of the town of New Grantham in the County of Cheshire at their annual meeting holden in March last, by their Vote, expressed a wish that the name of said town may be altered to the name of Grantham— Therefore

Be it enacted by the Senate and House of Representatives in General Court convened, that the name of said New Grantham be altered, and that said town be hereafter called and known by the name of Grantham, any law or usage to the contrary notwithstanding.—

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO DISANNEX CERTAIN PERSONS WITH THEIR ESTATES FROM THE TOWN OF DUBLIN AND TO ANNEX THEM TO THE TOWN OF MARLBOROUGH.

[Approved June 13, 1818. Original Acts, vol. 24, p. 112; recorded Acts, vol. 21, p. 86.]

Be it enacted by the Senate and House of Representatives in General Court convened, that Joel Porter, Phinehas Farrar Jun. and Ezra Porter, together with their farms and estates, being Lot numbered twenty two in the first range and lot numbered twenty two in the second range, and are the southwest lots in the Town of Dublin, in the County of Cheshire, be, and they hereby are disannexed from said Town of Dublin and annexed to the Town of Marlborough, in said County; and said territory shall hereafter constitute and be a part of said Town of Marlborough; and the said Joel Porter, Phinehas Farrar Jun. and Ezra Porter shall do the same duties and enjoy the same privileges as the other inhabitants of said Marlborough, subject however to the payment of all taxes legally assessed upon them or their property by said Town of Dublin, prior to the passing of this act.

Provided that this act shall not take effect until the first day of September next.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS INTO A SOCIETY BY THE NAME OF THE FIRST METHODIST SOCIETY IN DOVER.

[Approved June 13, 1818. Original Acts, vol. 24, p. 113; recorded Acts, vol. 21, p. 88.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Thomas Young, Thomas Burrows, Israel Hanson Jr. Moses Kimball & Ephraim Foss,—their associates and successors be, and they hereby are incorporated into a religious society and body corporate by the name of the First Methodist Society in Dover, to have continuance and succession forever, and to possess and enjoy all the powers and privileges accruing to corporations of a similar nature. Provided nevertheless, that the

real and personal estate which said Society may hold, shall not, exclusive of their place or house of public worship, exceed the sum of three thousand dollars in value.

And be it further enacted, That Thomas Young & Thomas Burrows, or either of them, may call the first meeting of said Society, and preside therein until a moderator shall be chosen—and forever thereafter the first Tuesday of April, in each successive year, shall be the day on which the annual meeting of said Society shall be holden. And at the first meeting, and at any subsequent annual meeting, said Society may determine on, or alter the mode of warning their annual or other meetings; may raise money for the support of a methodist preacher of the Gospel, and for discharging the incidental expences of the Society; may elect such officers as they may deem necessary, and may establish bye laws for the government of said Society and of its particular members: Provided said bye laws are not repugnant to the Constitution and laws of this State.

Sec. 3. And be it further enacted, that all money raised by said Society shall be assessed upon the polls and rateable estates of the members, according to the invoice taken by the Selectmen of the towns in which the members reside for the year in which it is voted to be raised. And the several officers chosen by said Society shall be sworn in the same manner, & shall, so far as is necessary for fulfilling the purposes of their appointment, have the same powers, and be subject to the same penalties as similar town officers, who are chosen and sworn by virtue of the laws of the State.

Sec. 4. And be it further enated, That whenever any person shall desire to become a member of said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth enjoy all the privileges, and be subject to all the liabilities of other members of said corporation—And whenever any member shall desire to leave said Society he shall make application in writing to the Clerk who shall enter the same on record and such person shall thenceforth cease to be a member—Provided nevertheless that no person shall join or leave said Society until he shall have paid all legal taxes and assessments previously made upon him for the support of religious worship.

Sec. 5. And be it further enacted, That the members of said Society shall be and they hereby are authorized to erect, build, finish and keep in repair a house of public worship, for their use, in said Town of Dover—

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT INCORPORATING SUNDRY PERSONS BY THE NAME OF THE
METHODIST, EPISCOPAL CHURCH IN LANDAFF

[Approved June 13, 1818. Original Acts, vol. 24, p. 114; recorded Acts, vol. 21, p. 90.]

Be it enacted by the Senate and House of Representatives in General Court convened that John Clark, Asa Page, Moses Webster, Ebenezer Clark and their associates and such others as may hereafter be admitted as members of said society, be and they hereby are incorporated and made a body corporate and politic by the name of the Methodist, Episcopal Church in Landaff, with continuation and succession forever, and in that name may sue and be sued, prosecute and defend in all actions, in all courts, and are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate, of the value of five thousand dollars, subject to taxation, for the purpose of their association. Provided however that nothing in this act shall be construed to authorize said association in anywise to interfere with any fund belonging to said town of Landaff and which does not in any way pertain to said Methodist Episcopal Church—

And be it further enacted, that said corporation be and they hereby are authorized to assemble at Landaff aforesaid, on the first Monday of March annually forever, and Ebenezer Clark and Moses Webster or either of them are hereby empowered to call the first meeting of said society in said Landaff, by posting up a notification under their hands for that purpose, at the Methodist Meetinghouse in said Landaff at least fifteen days before meeting, at which meeting, they may elect all such officers and establish all such bye laws as may be thought necessary for orderly managing the concerns of said society, and may convene as often as may be found necessary for filling up any vacancies that may happen in such offices. And at said first meeting Ebenezer Clark or Moses Webster shall preside until a Moderator shall be chosen. Provided that the bye laws agreed on by said society shall not be repugnant to the constitution and laws of this State

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE AN ASSOCIATION FOR A LIBRARY IN THE NORTH PARISH IN CHARLESTOWN.

[Approved June 13, 1818. Original Acts, vol. 24, p. 115; recorded Acts, vol. 21, p. 92.]

Sec^t 1st Be it enacted by the Senate and house of representatives in general Court convened, that Horace Wheeler, Nathan Allen, Benjamin Pierce, Thomas Whipple, Richard Kimball and their associates, be a corporation under the name of the proprietors of the Library in the North parish in Charlestown, with all the powers necessary and incident to Corporations of a simular nature.

Sect. 2^d And be it further enacted, that Horace Wheeler and Nathan Allen, or either of them may call a meeting of said Proprietors by advertisements to be posted at two public places in said parish ten days before such meeting—and the proprietors afore-said, may at their meeting so warned elect such officers and make and establish such rules & bye laws, not contravening the laws of this state, as to them shall be deemed necessary and convenient for the government of their corporation.

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO ANNEX KEARSARGE GORE TO THE TOWN OF WARNER.

[Approved June 13, 1818. Original Acts, vol. 24, p. 116; recorded Acts, vol. 21, p. 94. Session Laws, 1815-21, p. 131.]

Be it anected by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, the tract of land or teritory called and known by the name of Kearsarge Gore be, and the same is hereby annexed to the town of Warner; and that said tract of land or teritory with the inhabitants thereof, shall hereafter constitute and be a part of said town of Warner—

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
 FIRST BAPTIST SOCIETY IN EXETER.

[Approved June 17, 1818. Original Acts, vol. 24, p. 117; recorded Acts, vol. 21, p. 95.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Oliver Towle, Stephen Dolloff, William Smith, Abner Dolloff, Jesse Dolloff, Henry C. Smith, John Parsons, Jonathan Lovering, Nathaniel Pearson, George Colcord, George Dutch, Thomas Colcord, Benjamin Lovering, James Butler, Daniel Laferty, Richard Fassett, Jonathan Hunnewell, Richard Lovering, Moses P. Bickford, Samuel Dutch, Charles C. Wheelwright, John Dodge Jedidiah Conner, Benjamin Lovering Jun^r, Benjamin Clark, Nathaniel Taylor, Dudley Dodge, John F. Moses, Samuel Dodge, James Smith, Oliver Welch, Benjamin Barker, Mark Lowd, John Meed, John Tilton 3d, Abraham Reede, John Lamson, George J. Gerrish, Elijah Southgate, James Pearson, Joseph J. Hoit, Daniel Rundlet, William Burley, Benjamin Swasey, William Otis, John Smith, with their associates and such others as are or may be hereafter admitted in said Society be, and they hereby are, made, and erected into, a body corporate and politic, to have continuance and succession for ever by the name and stile of *The First Baptist Society in Exeter*, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase, and receive subscriptions, grants, and donations, of real & personal estate not exceeding four thousand dollars for the use and benefit of said Corporation and may have and use a common seal, and the same at pleasure may break, alter and renew, and may ordain and enforce such bye-laws and ordinances as to them shall appear necessary and convenient for the government of said Corporation—Provided such bye-laws and ordinances are not repugnant to the laws and constitution of this State.

And be it further enacted, That said Society be and they hereby are authorized and empowered to raise such sum or sums of money as they shall judge necessary for the support and maintenance of a public teacher or teachers of piety, religion, & morality, and to erect, finish and keep in repair a house or houses for public worship, and elect all such officers as are proper for managing the concerns of said Society.

And be it further enacted, that said Society shall hold their annual meeting on the first Monday of April annually forever for the purpose of raising money for the aforesaid purposes and for choosing officers as aforesaid, who shall be duly sworn; and all meetings of said society shall in future be notified and warned by the Clerk of said society in such way and manner and such length of time previous to such meetings as shall be agreed upon by said Society.

And be it further enacted, That every person joining said Society shall sign his or her name in the book of records thereof. And any person who shall hereafter join said society, shall be discharged therefrom by giving notice of such intention, in writing, to the clerk of said society, three months previous to his or her leaving the same; which notice shall be recorded by the Clerk, and all persons who shall be discharged from said society or who shall leave the same in any other way, shall be holden liable to pay their just proportion of all debts due from said society in their corporate capacity at the time of their leaving or being discharged from the same.

And be it further enacted That said Oliver Towle and John F Moses or either of them shall warn the first meeting of said Society to be holden in said Exeter on the first Tuesday of September next and either of them shall preside therein, until a Moderator shall be chosen, which meeting shall be warned by posting up a notification, specifying the object thereof, at the Baptist Meeting House in said Exeter, fifteen days before said meeting, and at said first meeting said Society shall have the same powers they are hereby vested with, at their annual meeting, the raising of money only excepted.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE BAPTIST SOCIETY IN NELSON.

[Approved June 17, 1818. Original Acts, vol. 24, p. 118; recorded Acts, vol. 21, p. 97.]

Be it enacted by the Senate and house of Representatives in General Court convened, that Amos Heald, Joseph S. Dewey, Joseph Baker Jun^r Oliver Heald, Thomas Baker, Andrew Stiles, David White, Samuel Holt, Samuel Hale, Andrew Stiles Jun^r William Warren, Ezekiel Jewett, Artemas Lovejoy, Reuben Tarbox, Elias McIntire, Sewel Page, Jonathan Petts, Jacob Blodget, Ebenezer Tarbox, Asa Stone, Andrew, Harris, John Sprague, and Ebenezer Dodge inhabitants of the town of Nelson and its vicinity, with their

Associates and Successors be, and they hereby are, incorporated into a Society by the name of the Baptist Society in Nelson, to have continuance and succession forever, and in that name may sue and prosecute, and be sued and prosecuted to final judgment and execution, and shall be, and hereby are vested with all the powers, privileges and immunities incident to corporations of a simelar nature.

And be it further enacted, that any person who shall hereafter desire to become a member of said Society, and shall file with the Clerk of said Society a notification in writing of such desire, and shall be admitted by a majority of said Society at any legal meeting warned for that purpose, shall become a member of said Society. And any person may cease to be a member of said Society by filing with the Clerk a notification in writing that such is his intention, but such person shall be holden to pay his rateable proportion of all debts due from said Society at the time of his leaving the same.

And be it further enacted, that the said Society, at any legal meeting, warned for that purpose, shall have power to raise such sums of Money as they shall think necessary for paying the debts and incidental charges of said Society according to the rateable estate of each member of the same. And the said Society shall have power to choose all such officers as they may judge necessary, which officers shall hold their offices until others shall be chosen and qualified in their stead. And the said officers shall have the same qualifications, powers and liabilities as simelar town officers. And it shall be the duty of the Clerk to keep a Record of the doings of said Society, and to record all the notifications of a desire to join or leave said Society with the time of his receiving the same. And the said Society shall have power to make such rules, regulations, and by-laws as they may judge expedient, provided the same be not contrary to the constitution or laws of this State.

And be it further enacted, that Amos Heald and Joseph S. Dewey or either of them may call the first meeting of said Society by posting up a notification with the articles to be acted upon at the Cotton and Woolen Manufactory in said Nelson Fifteen days previous to the time of holding said meeting, at which meeting they may fix upon the manner of calling their future meetings and the time and place of holding their annual meetings which may be altered at any subsequent meeting.

And be it further enacted, that the said Society may hold estate, real or personal, sufficient to carry into effect the object of its institution, provided the same shall not exceed the value of Five Thousand dollars.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE AND ESTABLISH A SOCIETY BY THE NAME
 OF THE STRAFFORD AGRICULTURAL SOCIETY

[Approved June 17, 1818. Original Acts, vol. 24, p. 119; recorded Acts, vol. 21, p. 100. See resolutions of June 24, 1818; June 28, 1819; and June 22, 1820, *post*; and June 16, 1821, Session Laws, 1821, Chap. 2.]

Be it enacted by the Senate and House of Representatives in General Court convened, that William K Atkinson, Stephen Moody William Sawyer, Jeremiah H. Woodman Daniel M. Durell, William Badger Richard Dame, Amos Cogswell Nehemiah Eastman Daniel Waldron, Oliver Crosby John Ham, William Flagg, John Wheeler, Parker Plumer, Valentine Smith and Samuel B. French together with such others as shall become members of said Society be, and they are hereby incorporated into and made a body politic and corporate forever by the name of the Strafford Agricultural Society for the purpose of promoting useful improvements in agriculture and Domestic manufactures—

And be it further enacted that the said corporation be, and are hereby declared and made capable in Law of having, holding purchasing and taking in fee simple or any less Estate by gift, grant, devise or otherwise, any Lands tenements or other Estate real & personal; provided that the annual income of the said real and personal Estate shall not exceed the Sum of Two thousand Dollars, and also to sell, alien, demise or dispose of the same Estate real and personal for the purposes herein before mentioned

And be it further enacted that the said Corporation shall have full power and authority to make have and use a common Seal and the same to break alter and renew at pleasure, that it shall be capable in Law to sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended in all Courts of record or other Courts or places whatsoever in all actions real, personal and mixed and to do and execute all and singular the other matters and things that to them shall and may appertain to do

And be it further enacted, that the said Corporation may make, establish and put in execution all such rules, regulations and Bye-Laws as may be necessary for the government of said Corporation, provided that the same be not repugnant to the Constitution and Laws of this State, and for the well governing of said Society & ordering of their affairs, they shall have such Officers as they shall hereafter from time to time elect and appoint; and such Officers shall be designated by the Laws and regulations of the said Corporation; and shall be capable of exercising such Powers for the well

governing & ordering the affairs of said Corporation and for calling and holding occasional meetings as shall be fixed & determined by the said Laws and regulations; provided nevertheless that the Society shall not have the power of assessing more than five dollars on each member of said Society in one year, nor more than one Dollar except at the annual meeting—

And be it further enacted that the Hon. William K. Atkinson is hereby authorized to call the first meeting of said Society at such time and place as he may consider most proper, which shall be done by giving public notice at least fifteen days prior to said meeting in the Dover Sun a Gazette printed at Dover in said County expressing the time place and design of said meeting

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A SOCIETY FOR THE PROMOTION OF AGRICULTURE AND DOMESTIC MANUFACTURES IN THE COUNTY OF HILLSBOROUGH.

[Approved June 18, 1818. Original Acts, vol. 24, p. 120; recorded Acts, vol. 21, p. 102.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened. That Robert Means, Jedediah K. Smith, Daniel Adams, Peter Woodbury and Charles H. Ather-ton and their associates and such others as may hereafter become associates and members, be and they are hereby incorporated into a body politic and corporate forever by the name of the Society for the promotion of Agriculture and Domestic Manufactures in the County of Hillsborough.

Sec. 2. And be it further enacted—That the said Corporation be and they are hereby declared and made capable in law of having, holding, purchasing and taking in fee simple, or any less estate: by gift, grant, or otherwise, any lands tenements or other estate, real or personal, provided the annual income thereof shall not exceed the sum of Five Thousand Dollars; also to sell, demise, or dispose of the same estate real or personal for the purposes above mentioned.

Sec. 3^d And be it further enacted—That the said corporation shall have full power and authority to make have and use a common seal and the same to break alter and renew at pleasure, and be capable in Law to sue and be sued in all Courts, and to do and to suffer all such matters and things in and out of Court as properly appertains to such Corporations.

Sec. 4. And be it further enacted That the said corporation may make and establish and put in execution all such rules, regulations and Bye-Laws as may be necessary for the Government of said corporation, provided they be not repugnant to the constitution and laws of this State; and for the well ordering their affairs shall have such officers as they shall hereafter from time to time elect and appoint in pursuance of such rules, regulations and bye-laws as they may establish, and the said officers shall be capable of exercising such powers for the well governing and ordering the affairs of the corporation, as shall be committed to them by the laws and regulations thereof: provided nevertheless that the said corporation shall not have the power of assessing more than ten Dollars on each member in any one year, nor more than one Dollar at a time, except at the annual meeting.

Sec. 5. And be it further enacted That any three of the grantees named may call the first meeting under the authority of this act at such time and place in the County of Hillsborough as they may think best, by giving public notice thereof fifteen days prior to said meeting in the Farmers' Cabinet printed at Amherst and expressing in such notice the objects of the meeting.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AND IN AMENDMENT OF AN ACT ENTITLED
AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
WARREN & WENTWORTH SOCIAL LIBRARY.—PASSED DECEMBER
26TH 1799.—

[Approved June 18, 1818. Original Acts, vol. 24, p. 121; recorded Acts, vol. 21, p. 104. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 602.]

Sec^t 1st Be it enacted by the Senate & house of Representatives in general court convened that the Proprietors of the Warren & Wentworth social Library be & they are hereby empowered to hold their Annual meetings forever hereafter on the wednesday following the second tuesday of March and at no other time any thing in said Act of incorporation to the Contrary notwithstanding

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT TO ANNEX THE THIRTY EIGHTH REGIMENT TO THE THIRD BRIGADE.

[Approved June 18, 1818. Original Acts, vol. 24, p. 122; recorded Acts, vol. 21, p. 105. Session Laws, 1815-21, p. 132.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the Thirty Eighth Regiment of Militia in this State be annexed to the third Brigade.

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO CONSTITUTE A CORPORATION BY THE NAME OF KING SOLOMON'S LODGE.—

[Approved June 18, 1818. Original Acts, vol. 24, p. 123; recorded Acts, vol. 21, p. 106.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Moses Hill, Isaac Bailey, Jonathan Kimball, Green French, Job Seamons, and such others as now are, or hereafter shall become members thereof, shall be, and hereby are constituted and made a corporation by the name of King Solomon's Lodge; and by that name may sue and be sued, may plead and be impleaded, and be known and distinguished in their acts and proceedings and in all cases whatever.

Sec. 2—And be it further enacted, That said Corporation is hereby made capable in law to receive, possess and hold in fee simple, or any less estate, by purchase, gift, grant, or otherwise, real estate to the value of one thousand dollars, and may collect and establish funds in money, or other personal estate, for charitable purposes, not exceeding in amount the sum of one thousand dollars, and the same may sell and convey, or otherwise dispose of at pleasure.

Sec. 3. And be it further enacted, That at the first monthly communication of said Lodge after the first day of August next, or, at any subsequent monthly communication, the members thereof may adopt or repeal the whole or any part of their existing by-laws, or may make and establish such new, or additional articles thereto, as a majority of the members present may deem necessary and

convenient for their regulation and government.—Provided that such by-laws be not repugnant to the laws of the State.

Sec. 4 And be it further enacted, That the Legislature may at any time hereafter alter or repeal this act.—

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE UNIVERSAL SOCIETY OF ATKINSON AND HAMPSTEAD.

[Approved June 18, 1818. Original Acts, vol. 24, p. 124; recorded Acts, vol. 21, p. 107.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel N. Little, Isaac Noyes, Edward Noyes, Samuel Pillsbury, Oliver Taylor, Moses Greenough & John Webster and their associates and all, who may hereafter associate with said Society be and they hereby are incorporated and made a body politic by the name of the Universal Society of Atkinson and Hampstead, and by that name may sue and be sued, prosecute, and defend to final judgment and execution, & be known and distinguished in their acts and proceedings & in all cases whatever; and shall be, and hereby are, vested with all the powers and privileges, which by law are incident to Corporations of a similar nature.

Sec. 2. And be it further enacted, That the said Samuel N. Little and Isaac Noyes, or either of them, may call the first meeting of said Society to be holden at any suitable time and place in said Atkinson or Hampstead by posting a notification for that purpose at some public place or places in each of said Towns of Atkinson and Hampstead at least fifteen days prior to the time of holding said meeting, expressing therein the time, place and design of the meeting; and either of the persons calling it may preside in said meeting until a moderator be chosen; and at said meeting a Clerk shall be chosen and sworn faithfully to discharge the duties of his office, and at the same or any subsequent meeting the members of said Society may agree on the manner of calling their annual and other meetings & the place of holding them; and may also do any act and transact any business which by the provisions of this act they may or can do at their annual meetings.

Sec. 3. And be it further enacted That the annual meeting of said Society shall be on the first Tuesday of April forever at which the members of said Society, who are present, shall choose by ballot a Clerk, Treasurer and such other Officers as they may deem necessary, all of whom shall be sworn faithfully to discharge their re-

spective duties, & shall continue in office until others are chosen and sworn in their room; and all vacancies may be filled at a special meeting of the Society.

Sec. 4 And be it further enacted That at the annual meetings of said Society the members present shall have power to ordain and establish rules and by-laws for their regulation and government, and for the prudent management of their affairs, provided the same be not repugnant to the laws & Constitution of the State, and for the breach thereof may annex the penalty of disfranchisement.

Sec. 5. And be it further enacted That at any annual meeting the members of said Society may vote to raise any sum or sums of money for purchasing, building or repairing any meeting-house or place of public worship and for the maintenance and support of the Gospel ministry, and all sums of money voted to be raised by said Society shall be assessed on the respective members thereof in equal proportions according to their polls & rateable estates; and a list of such assessments together with a Warrant for collecting the same, shall be delivered to their Collector, who shall, before receiving them, give bond with sufficient surety to the Society in double the sum to be collected for the faithful discharge of his duty according to the directions of his warrant, and for the purpose of collecting the taxes and money so committed to him, he shall have all the authority of Collectors of town taxes.

Sec. 6 And be it further enacted, That said Society may purchase, or receive by donation, and hold, any estate real or personal, the annual income of which shall not exceed five hundred dollars and may sell and dispose of the same at pleasure.

And be it further enacted that any member of said Society may at any time cease to be a member thereof on giving thirty days notice in writing to the Clerk of said Society of his determination so to do and paying all money due from him to the Society and discharging or securing the performance of all obligations he may be under as a Member thereof.

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH THE SOUTH LINES OF LEE AND DURHAM, AND THE NORTH LINES OF EPPING AND NEWMARKET.—

[Approved June 19, 1818. Original Acts, vol. 24, p. 125; recorded Acts, vol. 21, p. 110. Session Laws, 1815-21, p. 134.]

Preamble, Whereas a Committee appointed by the legislature of said State, to examine and run the lines between the towns of Lee and Durham in the county of Strafford on one side, and the

towns of Epping and Newmarket in the county of Rockingham on the other side, having made report thereon, accompanied with a plan of survey made by and under the direction of said Committee, and the same having been accepted,

Therefore—

Be it enacted by the Senate and House of Representatives in General Court convened, That the line between the towns of Lee and Durham in the county of Strafford on one side, and the towns of Epping and Newmarket in the county of Rockingham on the other side, be, and the same is hereby established a straight line from an ancient red oak tree, being the south corner bounds of the town of Nottingham, and the western boundary between said Lee and Epping, to a large picked rock in the south butment of Durham and Lamperill River bridge so called, beginning at said red oak tree, and running south eighty three degrees east, nine hundred and fifty five rods, to the easterly line of Epping and the westerly line of Newmarket, thence the same course four hundred and eighty seven rods to the westerly line of Durham thence the same course six hundred and ninety eight rods to the aforesaid picked rock, and all persons whose situation is hereby changed in relation to the towns in which they heretofore may have been considered inhabitants, shall do the same duties, and enjoy the same privileges as the other inhabitants of the town to which they belong: subject however to the payment of all taxes legally assessed upon them or their property by any of the towns aforesaid prior to the passing of this act—

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PORTSMOUTH & CONCORD WAGGON COMPANY.

[Approved June 19, 1818. Original Acts, vol. 24, p. 126; recorded Acts, vol. 21, p. 111.]

Section 1.—Be it enacted by the Senate and House of Representatives in General Court convened, that, Thomas Haven and Samuel Lord, together with all others who shall become members thereof, be and they hereby are made into a body corporate and politic, by the name of the Portsmouth and Concord Waggon Company, and shall so continue for the space of fourteen years, from the passing of this act, and by that name may sue and be sued, plead and be impleaded, defend and defended, answer and be answered unto, in any Court of record whatever: and also to make, have & use a common seal, and the same to break, alter or renew at pleas-

ure; and also to ordain establish and put in execution such by laws, rules and regulations as to them shall appear necessary and convenient, for the prudent management of their affairs: Provided such by laws, rules and regulations shall in no wise be contrary to the laws and constitution of this State.

Sec. 2^d And be it further enacted that the said Corporation is hereby made capable of having, purchasing and holding in fee simple, or any less estate, by gift, grant, demise or otherwise, any lands, tenements or other real estate, and also to sell and dispose of the same.—Provided such real estate shall at no time exceed the sum of Five Thousand Dollars.

Sec. 3^d And be it further enacted, That Thomas Haven and Samuel Lord or either of them be, and hereby are, authorized to fix the time and place at which the first meeting of said Society shall be holden, by publishing the same in one of the Portsmouth papers three weeks successively.

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF THE FIRST CONGREGATIONAL SOCIETY IN HOPKINTON.

[Approved June 19, 1818. Original Acts, vol. 24, p. 127; recorded Acts, vol. 21, p. 113.]

Sec. 1 Be it enacted by the Senate and House of Representatives in General Court convened That Philip Greeley, Nathaniel Colby and Thomas Bayley with their associates and such others as are or may be hereafter admitted into said Society be and they hereby are, made and erected into a body corporate and politic to have continuance and succession forever by the name and stile of the First Congregational Society in Hopkinton, & by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate not exceeding Four thousand Dollars for the use and benefit of said Corporation, and may have and use a common seal, and the same at pleasure may break alter and renew, and may ordain and enforce such bye-laws and ordinances, as to them shall appear necessary and convenient, for the government of said corporation; provided such bye laws & ordinances are not repugnant to the laws and constitution of this State.

Sec. 2 And Be it further enacted, That said Society be and they hereby are authorised and empowered to raise such sum or sums of money, as they shall judge necessary, for the support and maintenance of a public teacher of piety, religion and morality, and to erect build and keep in repair a house or houses for public worship; and all monies so raised, shall be assessed upon the polls and ratable estates of the members according to the invoice taken by the selectmen of said Town for the year in which the money shall be voted to be raised; and may elect all such officers as are proper for managing the concerns of said Society; and such officers shall have the same powers, and be subject to the same penalties as similar town officers, who are chosen and sworn by virtue of the laws of this State.

Sec 3. And be it further enacted, that said Society shall hold their annual meeting on the first Monday of April annually forever, and all meetings subsequent to the first meeting of said society, shall be warned by the clerk thereof, in such way and manner, and such length of time previous to such meetings, as shall be agreed upon by said Society. And every person joining said society shall sign his or her name in the book of records thereof, and any member may be discharged therefrom by giving notice of such intention in writing to the clerk of said Society three months previous to his or her leaving the same, which notice shall be recorded by the Clerk; & all persons who shall be discharged from said Society, or who shall leave the same in any other way, shall be holden liable to pay their just proportion of all debts due from said society in their corporate capacity at their leaving the same; and no person shall join or leave said society, until he or she shall have paid all legal taxes and assessments, previously made upon him or her, for the support of religious worship.

Sec. 4. And be it further enacted, that said Philip Greeley, Nathaniel Colby and Thomas Bayley or any two of them shall warn the first meeting of said Society to be holden in said Hopkinton on the first Tuesday of August next; and either of them shall preside therein until a moderator shall be chosen; which meeting shall be warned by posting up a notification, specifying the object thereof at the easterly Meeting House in said Hopkinton, fifteen days before said meeting; and at said first meeting said society shall have the same powers they are hereby vested with, at their annual meetings.

Sec. 5. And be it further enacted, That all sums of money assessed and raised by said corporation for all and singular the purposes and uses aforesaid, shall be voted at their annual meetings and at no other time. Provided nevertheless, that this act shall in no wise affect any funds for the support of the gospel, or any buildings for public worship in said Town of Hopkinton.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF SALISBURY SACRED MUSICK SOCIETY.

[Approved June 19, 1818. Original Acts, vol. 24, p. 128; recorded Acts, vol. 21, p. 115.]

Sec 1st Be it enacted by the Senate and house of Representatives in General court convened That Benjamin Pettingill Jun^r, John Townsend John Collins Israel W. Kelly, William Little, Daniel Smith Edmund Baker, Richard Fletcher, William Pearson, Amos Pettingill, John White, and such as may hereafter become members of said society, be and they hereby are made a Corporation by the name of the Salisbury sacred musick society; And by that name may sue and be sued defend and be defended and be known and distinguished in their Acts and proceedings in all cases whatever and shall be and hereby are vested with all such powers and privileges as are usually enjoyed by corporations of a like nature.

Sec 2nd And be it further enacted that either two of the three persons first herein named may call the first meeting of said society at any suitable time and place in Said Salisbury by posting up a notification for that purpose at the Meeting-house therein at least fifteen days prior to said meeting at which the members thereof shall choose a Clerk, and such other officers as they may think proper, shall agree on a method of calling further meetings and the time of their annual meeting, and at the same or any subsequent annual meeting may establish rules and by-Laws for their regulation and Government, and may order such assessments as they think Just and proper.

Sect 3rd And be it further enacted that said society may receive, hold, and enjoy, by gift, grant or otherwise personal estate to any amount not exceeding One thousand dollars, and the same may sell and dispose of at pleasure for the use and benefit of said association

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT AUTHORIZING THE DIRECTORS OF CHESHIRE TURNPIKE CORPORATION TO MAKE A SURVEY OF THE LOCATION OF CHESHIRE TURNPIKE ROAD—

[Approved June 19, 1818. Original Acts, vol. 24, p. 129; recorded Acts, vol. 21, p. 117. See act of December 13, 1804, Laws of New Hampshire, vol. 7, p. 366.]

Be it enacted by the senate and house of Representatives in General Court convened—That the directors of Cheshire Turnpike Corporation are hereby authorized to make a survey of the Cheshire Turnpike road according to the original location thereof and as the same has been used and occupied as a Turnpike Road, which survey when made and accepted by said Corporation and recorded, shall have the same force and effect as it would have had, if made accepted and recorded at the original location of said Turnpike Road

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE NEW HAMPSHIRE MUSICAL SOCIETY

[Approved June 19, 1818. Original Acts, vol. 24, p. 130; recorded Acts, vol. 21, p. 117.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court conven'd, That Thomas Whipple Jr Thomas Beede George Woodward, Jonathan Curtis & Samuel Fletcher, and such as may hereafter become members of said Society be, and they hereby are made a corporation by the name of the —New Hampshire Musical Society— and by that name, may sue and be sued, defend and be defended, and be *known* and *distinguish'd* in their acts and proceedings, and in all cases whatever and shall be and hereby are vested with all such powers and privileges as are enjoyed by corporations of a like nature

Section 2^d And be it further enacted, That Thomas Whipple Jr and *Samuel Fletcher* may call the first meeting of said Society at any suitable time and place in this State, by publishing notice thereof in the publick papers in Concord at least ten days prior to said meeting; at which meeting the members thereof shall choose a

Clerk and such other officers as they may think proper; shall agree on a method of calling future meetings, and the time and place of their annual meeting; and at the same, or any other annual meeting, may establish rules and by-laws for their regulation and government, and may order such assessments as they may think just and proper—

Section 3^d And be it further enacted, That said society may receive, hold and enjoy by gifts, grants or otherwise, personal estate to any amount not exceeding two thousand dollars, and the same may sell and dispose of at pleasure for the use and benefit of said Association—

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CHESTERFIELD UNIVERSAL RESTORATION SOCIETY.

[Approved June 22, 1818. Original Acts, vol. 24, p. 131; recorded Acts, vol. 21, p. 119. See act of June 29, 1865, Session Laws, 1861-66, Chap. 4173.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened that Oliver Baker, Stephen Streeter and Jonathan Cochran, and their associates and successors be and they hereby are incorporated into a religious Society by the name of the Chesterfield Universal Restoration Society, and may have continuance and succession forever, and by that name may sue and prosecute and be sued and prosecuted to final judgment and execution, & shall be and hereby are invested with all the powers and privileges accruing to corporations of a similar nature, & may possess real and personal estate to the value of Four thousand dollars.

Sec. 2. And be it further enacted That Oliver Baker Stephen Streeter and Jonathan Cochran or either of them may call the first meeting and preside therein until a moderator shall be chosen, and forever thereafterwards the first Tuesday in April in each successive year, shall be considered as the day for the annual meeting of said Society, which meeting shall be warned and held in the same manner as is pointed out by the laws of this State for holding annual and other town meetings; and the said Society shall have power to choose all necessary officers for carrying into effect the powers granted by this act; and the several officers chosen by said Society shall be sworn and qualified in the same manner and have the same powers and exercise the same authority and shall be subject to the same penalties for misconduct in office as similar officers who are by the laws of this State required to be sworn. And said

Society at their annual meeting shall have power to raise such sum or sums of money as they may think necessary for the support of a minister of the Gospel and other necessary and incidental expences of said Society; also to raise money to build a house for public worship and for the necessary repairs thereof which sum or sums shall be assessed on the members in like manner as town taxes are by law assessed and collected.

Sec. 3. And be it further enacted, that any person who may hereafter desire to join said society and shall express such desire in writing to the Clerk thereof whose duty it shall be to enter his name in a book containing the names of the members of said society, and give notice thereof to the town Clerk in the Town in which he or she belongs, which notice shall be in writing, such person, having previously paid all assessments for the support of the ministry in the society where he or she formerly belonged, shall be entitled with others to all the privileges of the corporation, and shall be subject to pay their proportion of the expences of said society; And any person on wishing to withdraw from said Society, and giving notice thereof in writing under his hand to the Clerk of the same, and having discharged all assessments or subscriptions made while a member shall forthwith thereafter cease to be a member of said society.

Sec. 5. And be it further enacted, that said society shall have power to adopt such rules and regulations as they shall deem expedient, not repugnant to the constitution and laws of this State, and it shall be the duty of the clerk to keep fair records in a book or books to be provided for that purpose, this act and also a record of all rules and proceedings of said Society, and all the notifications and writings which he may receive agreeably to the provisions of this act, and the said records shall, at all times, be open to the inspection of all interested therein.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT EMPOWERING THE PROPRIETORS OF TURNPIKE ROADS, TO MAKE ALTERATIONS IN CERTAIN CASES.

[Approved June 22, 1818. Original Acts, vol. 24, p. 132; recorded Acts, vol. 21, p. 121. Session Laws, 1815-21, p. 136. Laws, 1824 ed., p. 33. See act of July 2, 1827, Session Laws, 1827, Chap. 33.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that when the proprietors of any Turnpike corporation in this State shall wish to make any alteration in their Turnpike road, they may apply, by petition

therefor, to the Court of Common pleas, holden in the County where such alteration is requested, and if it appear to said Court that said petitioners have agreed with the owners of the land, through which the road to be altered is to pass, & that the public good will be promoted by granting the prayer of said petition, the court aforesaid shall order such notice as they may think proper, to all persons concerned, to shew cause if any they have, why the prayer of said petition should not be granted—and if no sufficient cause be shown to the contrary, said Court may adjudge that the alteration in said Turnpike road be made according to the prayer of said petition

Sec. 2. And be it further enacted, That whenever the proprietors of any Turnpike Corporation shall have made, according to the provisions of the first section of this act, any alteration in their Turnpike road, they may discontinue the part of said road for which the alteration is a substitute, and hold and occupy the road so altered and substituted as a part of their grant.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT TO ALTER THE FIRST SECTION OF AN ACT ENTITLED "AN ACT TO PREVENT THE DESTRUCTION OF SALMON, SHAD, AND ALEWIVES IN MERRIMAC RIVER, AND THE SEVERAL STREAMS FALLING INTO THE SAME, AND FOR REPEALING CERTAIN LAWS HERETOFORE MADE FOR THAT PURPOSE," PASSED JUNE 20TH 1811.—

[Approved June 23, 1818. Original Acts, vol. 24, p. 133; recorded Acts, vol. 21, p. 122. Session Laws, 1815-21, p. 137. Laws, 1824 ed., p. 117; id., 1830 ed., p. 245. See act referred to, *ante*, p. 45. See additional acts of December 16, 1820, *post*; July 2, 1823, Laws, 1830 ed., p. 246; and June 20, 1827, id., p. 247. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, that any citizen or inhabitant of this State, after the passing of this Act, may, at any time between sunset on any Wednesday and sunset on the Saturday following, take Alewives in Alewife Brook (being the Eastern branch of Little River) in the town of Plaistow, and no person shall at any other time catch, kill, or destroy any alewife in said Brook on penalty of forfeiting for each one so caught, killed, or destroyed, the sum of five dollars, to any person, who will sue for the same.—

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO ALTER THE MAY TERMS OF THE SUPERIOR COURT OF JUDICATURE IN THE COUNTIES OF GRAFTON & COOS—

[Approved June 23, 1818. Original Acts, vol. 24, p. 134; recorded Acts, vol. 21, p. 123. Session Laws, 1815-21, p. 137. Laws, 1824 ed., p. 178. Partly repealed by act of December 22, 1824, Session Laws, 1824, Chap. 88; also by act of June 28, 1825, id., 1825, Chap. 32.]

Be it enacted by the Senate and House of Representatives in General Court convened—That the Superior Court of Judicature shall hereafter be holden at Haverhill within and for the County of Grafton on the Fourth Tuesday of May annually instead of the third Tuesday of May—And that the said Superior Court of Judicature shall hereafter be holden at Lancaster in and for the County of Coos on the Third Tuesday of May annually instead of the Fourth Tuesday of May, any thing in any former law or act to the contrary notwithstanding.

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH A CORPORATION BY THE NAME OF THE GRAFTON AGRICULTURAL SOCIETY

[Approved June 23, 1818. Original Acts, vol. 24, p. 135; recorded Acts vol. 21, p. 124.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General court convened, That Jeduthan Wilcox, Dan Young, John B. Wheeler, John Ford, Thomas H. Pettengill, Thomas Whipple Ju^r Benj^a J. Gilbert, George Woodward, Augustus Storrs, John Dame and all such as may hereafter become members of said Society, be, and they are hereby constituted and made a corporation forever by the name of the Grafton Agricultural Society—And by that name may sue and be sued defend and be defended, and be known and distinguished in their Acts and proceedings in all cases whatever, and may have and use a common seal and the same may alter or change at pleasure.

Sec. 2 And be it further enacted that for the well ordering and conducting of the affairs of said Society the members thereof are hereby authorized and empowered at there first or any subsequent meeting, legally holden to agree upon the method of calling their

annual and occasional meetings and the times of holding them, and at their annual meetings may elect such officers as they may deem necessary and proper, make and establish such rules and by-laws, not repugnant to the laws of the state, as to them shall seem proper for their regulation and government, may order assessments and generally may exercise all the powers that are incident to like corporations and necessary to carry into effect the intentions of their association

Sec. 3rd And be it further enacted That said Society is hereby made capable in law of purchasing, receiving, and holding, in fee simple, or any less estate by gift, grant or otherwise, and lands tenements or other estate, real or personal to any amount not exceeding an annual income of three thousand dollars, and the same to sell convey and dispose of at pleasure, and said society is also hereby authorized and empowered to ordain and grant premiums, medals or other gratuities as rewards of merit, exertion, discovery or improvement in the various branches of agriculture, economy in husbandry and useful domestic manufactures and the same to award from time to time as may be thought proper—

Sec. 4th And be it further enacted That for the purpose of Creating a fund to be used in promoting, beneficial improvements in agriculture, and the other objects intended by this association, each member of said Society shall pay annually into its treasury, on or before the day of the annual meeting thereof the sum of two dollars, and such further sum not exceeding five dollars as said Society at its annual meeting may order and assess, and in case of the non payment of said sum of two dollars, or of any additional assessment for the space of six months after the time of its becoming due and payable and notice thereof given in one or more Newspapers, printed in the County of Grafton the person so neglecting may be considered as having voluntarily surrendered the privileges of his membership and no longer intitled to act in said Society.

Sec. 5—And be it further enacted that either two of the three persons first named in this Act shall call the first meeting of said Society, to be holden in some convenient place in the Town of Orford in the County of Grafton by publishing a notification for that purpose in some newspaper as aforesaid, and posting up a like notification in one or more public places in Orford at least thirty days prior to said meeting, and the members of said Society, at their first meeting may exercise all the powers that they may by virtue of this act at their annual Meeting, and any member may attend the meetings of said Society and vote on any question in person or by proxy duly authorized—

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED AN ACT REGULATING
 BAIL IN CIVIL CAUSES.

[Approved June 23, 1818. Original Acts, vol. 24, p. 136; recorded Acts, vol. 21, p. 126. Session Laws, 1815-21, p. 139. Laws, 1824 ed., p. 201. The act referred to is dated February 15, 1791, Laws of New Hampshire, vol. 5, p. 687. See act of February 21, 1794, id., vol. 6, p. 158; December 15, 1797, id., p. 452; July 6, 1826, Session Laws, 1826, Chap. 49. Repealed by act of December 25, 1828, Laws, 1830 ed., p. 495.]

Section 1.—Be it enacted by the Senate and House of Representatives in General Court convened, That it shall be lawful for any person who may have become, or who may hereafter become Bail for any debtor or other person arrested upon civil process, to commit to the common jail in the County where such arrest was made, or to the common jail in the county to which the writ is returnable, the body of the principal Debtor for whom he became Bail; and the Bail so committing the principal shall, at the time of such commitment, leave with the Jailor, or prison keeper, an attested copy of the writ or process whereby the arrest was made, and of the officer's return endorsed thereon. And such jailor or prison keeper is hereby authorized and required to receive the person so committed into custody, in the same manner as if he had been committed by the officer making the arrest—and the Bail so committing their principal, and giving the notice herein required, shall forever be discharged from all liabilities on account of becoming bail in such suit. Provided nevertheless, That in all cases of commitment as aforesaid, the Bail shall within fifteen days from the time of said commitment, notify in writing the plaintiff in the original suit, or the Attorney who commenced, or who appeared in said suit, of the time when, and place where the principal has been committed. And Provided also That no person shall have the benefit of this act unless he shall have committed his principal as aforesaid before final judgment on Scire facias; and if the commitment shall be made after the writ of scire facias shall have issued he shall pay the costs of that suit before he shall be discharged.

Sec. 2.—And be it further enacted, that the creditor in any civil action intending to charge the Bail in such action shall deliver his execution to an officer, with the name or names, place or places of residence of the person or persons who became bail in such action, and the officer shall, at least fifteen days before the return day of said execution deliver to at least one of the Bail in such suit, or leave at his dwelling house, or last and usual place of abode a notice in writing, stating that such execution is in his hands the amount of

the same, and when returnable. And the officer shall keep such execution in his hands until the return day thereof, in order that the Bail may produce the principal to the officer, that he may arrest him on said execution. And if the Bail shall, at any time, before the return day, produce the body of the principal to such officer so that he may arrest him, said Bail shall forever be discharged from all liabilities as bail in such action. And no return of *non est inventus* shall be sufficient to charge the bail unless the officer also certify on said execution that notice as aforesaid was given to the Bail.

Sec. 3.—And be it further enacted, That in all cases where at the time of rendering final judgment against the principal, or at any time afterwards the Bail shall surrender the principal in Court or commit him to jail in the manner prescribed by this act, the principal shall remain in the custody of the prison keeper the time specified by the act to which this is an addition; but such prisoner shall not be obliged to remain in close confinement but may have the liberty of the jail yard on giving bond to the creditor with sufficient sureties, to be approved in the same way as bonds for the liberty of the yard now are, to remain a true prisoner within the limits of said Prison yard until the expiration of thirty days from the time of commitment.

Sec. 4.—And be it further enacted, that the officer taking bail in any civil action shall insert in his return on such precept the name and place of abode of the person or persons becoming bail in such suit.

Sec. 5.—And be it further enacted, that this act shall not take effect and be in force, till the first Tuesday of September next.

[CHAPTER 30.]

State of)
New Hampshire. {

AN ACT ALTERING THE TIMES OF HOLDING THE PROBATE COURT IN LONDONDERRY IN THE COUNTY OF ROCKINGHAM.

[Approved June 23, 1818. Original Acts, vol. 24, p. 137; recorded Acts, vol. 21, p. 129. Session Laws, 1815-21, p. 138. Repealed by act of June 29, 1819, *post.*]

Sec. 1st. Be it enacted by the Senate and house of Representatives in general court convened, That from and after the passing of this act, a probate court shall be holden at Londonderry in the County of Rockingham, on the first wednesday of August annually.

Sec. 2nd And be it further enacted, That so much of an act or resolve, passed on the eighteenth day of January one thousand seven hundred and ninety, as provides for the holding a probate

court at said Londonderry, on the third wednesday of August annually, be, and the same hereby is, repealed. And all orders, notices, returns, matters and causes whatsoever, which would have been returnable to the probate court, at Londonderry, on the third wednesday of August next, and which would have had day therein had not this act passed, shall be returnable to, have day in, and be fully acted upon, at the probate court to be holden at said Londonderry, on the first wednesday of August next.

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT PRESCRIBING THE DUTY AND DIRECTING THE MODE OF CHOOSING REGISTERS OF DEEDS AND COUNTY TREASURERS.

[Approved June 23, 1818. Original Acts, vol. 24, p. 138; recorded Acts, vol. 21, p. 130. Session Laws, 1815-21, p. 139. Laws, 1824 ed., p. 33. The act referred to is dated June 8, 1791, Laws of New Hampshire, vol. 5, p. 743. See act of June 10, 1802, id., vol. 7, p. 54. Repealed by act of June 24, 1823, Laws, 1824 ed., p. 190.]

Be it enacted by the Senate and House of Representatives in General Court convened. That the Clerks of each town and place in the respective Counties in this State, shall transmit an attested copy of the record of the votes for Register of Deeds and County Treasurer, to the Court of Common Pleas in the same County, on or before the third day of the sitting of said court, at the stated term, next after the second tuesday of March in every year; any law or usage to the contrary notwithstanding.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT, TO DIVIDE THE TOWN OF HAVERHILL INTO TWO DISTINCT PARISHES, BY THE NAME OF THE NORTH AND SOUTH PARISHES IN HAVERHILL.

[Approved June 23, 1818. Original Acts, vol. 24, p. 139; recorded Acts, vol. 21, p. 130. See act referred to, dated June 21, 1815, *ante*, p. 390.]

Be it enacted by the Senate and House of Representatives in General Court convened, that all the Acts, doings and proceedings of the Inhabitants of said South Parish in Haverhill, at their meeting, holden under said Act, at the South Meeting House in said

Haverhill, on the first Monday of August Anno Domini One thousand eight hundred & fifteen, shall be valid and effectual, to all intents and purposes, notwithstanding any informalities in the opening of said Meeting.—

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE TRUSTEES OF THE NEWMARKET
WESTLEYAN ACADEMY IN NEWMARKET.

[Approved June 23, 1818. Original Acts, vol. 24, p. 140; recorded Acts, vol. 21, p. 131. See additional act of June 28, 1819, *post.*]

Whereas public institutions for the education of youth in the principles of virtue, religious knowledge, & useful literature, are of the first importance, and the surest means of raising up Citizens eminent in Science, and to be ornaments & supports of their Country. Therefore—

Section 1 Be it enacted by the Senate & House of Representatives in General Court convened

That John Broadhead, Daniel Fillmore, Amos Binney, Benjamin Matthews, Alfred Medcalf, John Clark, Reuben Peaslee, John Mudge, & Joseph B. White, and their successors in Office, who shall be elected as hereinafter provided, be, and they hereby are incorporated and constituted a body politic and corporate forever, by the name of the Trustees of the Newmarket Westleyan Academy: and by that name, may sue and prosecute, and be sued and prosecuted, unto final Judgement & execution; and exercise all other rights & privileges belonging to similar corporations.

2. And be it further enacted, that in case of death, resignation, removal or refusal to serve, of any of the Trustees; then in such case the remaining Trustees at their next regular meeting, or at a special meeting appointed for the purpose, shall proceed to fill up the vacancy in such way and manner, as may be provided by them in their bye laws, in order to keep up the number of nine Trustees forever; and the said Trustees shall have power to expel any Member for improper conduct.

3. And be it further enacted that the Trustees shall meet at least once in each year, for the purpose of transacting business, and as much oftener as may be found necessary, which meetings shall be held at such times and places, as they may appoint. and when legally assembled a majority that is to say five, shall constitute a quorum; and any smaller number shall have power to adjourn any meeting, from time to time, untill a quorum can be constituted.

4. And be it further enacted that the Trustees shall annually

elect by ballot, from their own number, a President, Secretary, & Treasurer; the Treasurer to give security to the acceptance of said Corporation; for the faithful performance of his duty, and for any property belonging to the institution that may be lodged in his hands.

5. And be it further enacted, that the corporation at their first meeting, and at any subsequent meeting, shall have authority to make such bye laws, rules, & regulations, as they may think proper for the government of their own body, filling up vacancies, & regulating their own meetings; and also for the Government of the Academy, and the funds belonging to it; and may at all times cause the same to be enforced, annexing penalties to the breach thereof: provided the same be not repugnant to the constitution & laws of this State or the United States.

6. And be it further enacted that the said Corporation be and they hereby are authorized to receive, and hold in fee simple, or otherwise, any estate whether real, or personal, or mixed, to any amount, & free from taxation; provided that the annual income of the same shall not exceed three thousand dollars,—provided also, that nothing in this act contained, shall be so construed as to exempt said property from taxation, when the same shall cease to belong to said Corporation; or when such property shall be leased out, or demised for a period of years; reserving to said Corporation nominal rents only.

7. And be it further enacted that John Broadhead & Alfred Medcalf, be and they hereby are authorized both, or either of them, to notify the first meeting of the said Corporation, to be held in the Academy Building in Newmarket aforesaid, on Wednesday the eighth day of July next; or such other day, as they or either of them shall appoint, within three months from the passage of this Bill.

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF THE HART ISLAND BRIDGE.

[Approved June 23, 1818. Original Acts, vol. 24, p. 141; recorded Acts, vol. 21, p. 134. Session Laws, 1815-21, p. 141. See acts of June 16, 1821, id., p. 375; July 7, 1826, recorded Acts, vol. 23, p. 315; July 1, 1837, id., vol. 33, p. 65; June 30, 1841, Session Laws, 1841, Private Acts, Chap. 12; and July 3, 1861, id., 1861-66, Private Acts, Chap. 2563.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Elihu Luce, David H. Sumner, Charles Marble and Aaron Willard, and such persons as may associate with them hereafter, be, and hereby are incorporated and

made a body corporate and politic by the name of The Proprietors of Hart Island Bridge, and by that name may sue prosecute and defend, and be sued prosecuted and defended to final judgment, execution and satisfaction, and are hereby invested with all the privileges incident to corporations of a similar nature; subject however to reservations and limitations herein after expressed.

Section 2nd And be it further enacted that there be and hereby is granted to said proprietors and their associates, the sole and exclusive right and privilege of building erecting and keeping a Toll Bridge over and across Connecticut River, between the towns of Plainfield in this state and Hartland in Vermont, at or near a place in said Plainfield called Hart-Island.

Section 3. And be it further enacted, that the said Elihu Luce, David H. Sumner, Charles Marble and Aaron Willard or either of them be and hereby are empowered to call a meeting of said Proprietors to be holden at some public place in said Plainfield, to be notified by an advertisement to be published in Spooner's Vermont Journal, printed at Windsor in Vermont, three weeks successively, the first of which publications shall be thirty days at least previous to said meeting. At which meeting the said Proprietors, by a major vote of those present or represented, may choose a Clerk and such other officers as they may think necessary who shall be sworn to the faithful discharge of the duties of their respective offices—may agree on a method of calling future meetings—may divide said corporation into such number of shares as they may think proper, and may make and establish such By-Laws as they may think necessary for the better regulation of the affairs of said corporation, and for carrying into effect the purposes of the same—provided such by-laws shall not be repugnant to the laws of this state.—And all representations shall be proved by a writing signed by the person represented and filed with the clerk—And this act—the By Laws of said corporation, and all the proceedings thereof shall be recorded by the clerk in a proper book or books kept for that purpose—

Section 4. And be it further enacted, that said proprietors are hereby empowered to purchase any lands adjoining said Bridge, not exceeding Four acres and hold the same so long as they keep the conditions of this charter, hereinafter expressed—and the shares of said corporation may be transferred by will or by deed acknowledged and recorded by the clerk of said corporation and shall be considered as personal property.

Section 5. And be it further enacted that said Proprietors at any meeting regularly called, may vote assessments upon said shares, and for the non-payment thereof may sell such shares at auction in such manner as by their By-Laws may be established; or said proprietors may recover such assessments against delinquent proprietors, after due notice, in any court of competent jurisdiction.

Section 6. And be it further enacted, that a Toll be, and hereby is granted and established to said Proprietors as the legal rates of toll, to wit,

For each Foot Passenger, one cent

For each Horse and rider Six cents, and each additional rider one cent.—

For each Chaise, Chair Sulkey or other Pleasure Carriage drawn by one horse only, Twelve and an half cents.

For each Chariot, Phaeton, Coach or other Four wheel carriage for passengers, drawn by two Horses only Twenty cents—if drawn by Four Horses Twenty five cents.

For each Cart or Waggon, drawn by one beast, Eight cents—if by two Beasts Twelve cents, by Three beasts, Sixteen cents—if by Four beasts, Twenty cents.

For each Pleasure Sleigh drawn by one horse Eight cents—if drawn by two horses, Twelve cents—

For each Sleigh or Sled drawn by Four Horses or Oxen Twenty cents and for each additional beast Three cents.

For each horse without a team or rider, Three cents.

For Mules and Cattle, Two cents each—

To each team one person only shall be allowed to pass free of toll—

And For each Sheep and Swine one half cent.

And the said Proprietors are hereby empowered to erect a gate across said bridge, and appoint necessary Toll gatherers, who are hereby empowered to stop all persons from passing the same until he she or they shall have paid or tendered their toll at the rates aforesaid; provided that when there shall be no Toll gatherer, or when he shall not attend to his duty, the gate shall be left open.

Section 7. And be it further enacted, that whenever said gate may be erected and while the same shall be kept up, the said corporation may be indicted and fined for defect or want of repairs in said bridge in the same manner that town-corporations are by law, indictable and fineable for defects and want of repairs in their bridges. And any person or persons who may sustain any injury or damage by reason of any defect or want of repairs in said bridge, shall recover his damages against said corporation, by action of trespass on the case in any court of competent jurisdiction.

Section 8. And be it further enacted that in case said bridge shall not be built within Five years from and after the passing of this act—or shall at any time thereafter be discontinued or out of repair for the space of three years, then this act and every part thereof to be null and void.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT INCORPORATING SUNDRY PERSONS BY THE NAME OF THE
METHODIST SOCIETY IN BRIDGEWATER—

[Approved June 23, 1818. Original Acts, vol. 24, p. 142; recorded Acts, vol. 21, p. 137.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened that Robert Brown, Joseph Fowler, Moses Bennet, Theophilus Sanborn, Joseph Lowell, and Walter Sleeper and their associates and such others as may hereafter become members of said society be and they hereby are made a body corporate and politic by the name of the Methodist Society in Bridgewater with continuation and succession forever, and in that name may sue and be sued prosecute and defend to final judgment and execution, and are vested with all the powers and privileges incident to corporations of a like nature and may make purchase and receive subscriptions grants and donations of real and personal estate to the value of five thousand dollars, subject to taxation—

Sec. 2nd And be it further enacted that said corporation be and they hereby are authorized to assemble at Bridgewater (aforesaid) on the third Monday of September next, and Robert Brown, and Joseph Fowler are hereby empowered to call said first meeting by posting up a notification under their hands for that purpose at some public place in said Bridgewater at least fifteen days before said meeting; at which first meeting they may agree on the day of holding their annual meetings, may elect all such officers and establish all such rules and bye laws as may be thought necessary for orderly managing the concerns of said society, and may convene as often as may be found necessary for filling any vacancies that may happen in such offices or for other purposes, and at said first meeting Robert Brown or Joseph Fowler shall preside until a moderator shall be chosen—

Provided that nothing in this act shall be construed to authorize said society in anywise to interfere with any fund belonging to said town of Bridgewater which does not in any way pertain to said Methodist society and provided the bye laws agreed on by said society shall not be repugnant to the constitution and laws of this State

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF THE
CONGREGATIONAL SOCIETY IN HILLSBOROUGH.

[Approved June 23, 1818. Original Acts, vol. 24, p. 143; recorded Acts, vol. 21, p. 139.]

Sect. 1st Be it enacted by the Senate and House of Representatives in General Court convened, that Isaac Andrews, Calvin Stevens, Paul Coolidge, Jacob Spaulding, Joel Stow, George Dascomb and William Taggart, inhabitants of the town of Hillsborough in the County of Hillsborough and State of New Hampshire with their associates and successors be, and they hereby are, incorporated into a Society by the name of the Congregational Society in Hillsborough, to have continuance and succession forever, and in that name to sue and prosecute, and be sued and prosecuted to final Judgment and Execution, and shall be, and hereby are invested with all the powers and privileges which corporations of a similar nature have a right to exercise or enjoy—

Sect. 2^d And be it further enacted, that every person who shall hereafter subscribe to the Constitution or articles of Agreement of said Society being an inhabitant of the town of Hillsborough, and not otherwise, shall become and be a member of said Society, and any person who shall remove and abide out of the said town of Hillsborough shall thereby cease to be a member of said Society, but shall be holden to pay all Assessments due from him to said Society at the time of such removal; and any person may cease to be a member of said Society by presenting to said Society such intention in writing at an annual meeting, together with his reasons for so doing; but every such person shall be holden to the payment of all assessments made by said Society while he was a member of the same.

Sec. 3^d And be it further enacted, that said Society shall have power to raise, from time to time, at any legal meeting such sum or sums of Money as they shall judge necessary for hiring or supporting a minister of the Gospel, for building, buying, hiring or repairing a house for public worship, and for all other necessary and incidental charges and expences of said Society according to the invoice taken by the Selectmen of the said town of Hillsborough for the year in which the Money shall be voted to be raised. And the said Society shall have power to choose all such officers as they shall judge necessary for carrying into effect the powers granted by this Act which officers shall hold their offices during the term of one year and until their successors shall be chosen, and the said

officers shall be sworn and have the same qualifications, and shall have the same powers, and be liable to the same penalties, as similar town officers in this State; and it shall be the duty of the Clerk to keep a true & fair record of all the proceedings & transactions of said Society, and of all the notifications which he shall receive, agreeably to the provisions of this Act. And the said Society shall have power to make such rules, regulations and by-laws, as they may judge expedient, not being repugnant or contrary to the Constitution or laws of this State.

Sect. 4th And be it further enacted, that Isaac Andrews and Calvin Stevens or either of them may call the first meeting of said Society by posting up a notification with the articles to be acted upon at the meeting house in said Hillsborough Fifteen days previous to holding said meeting, at which meeting said Society may agree upon the manner of warning their future meetings.

Sect. 5th And be it further enacted, that the said corporation may hold estate, real or personal, sufficient to carry into effect the object of its institution, provided the same does not exceed the sum of Ten Thousand dollars.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF THE CONGREGATIONAL SOCIETY IN WILTON.

[Approved June 23, 1818. Original Acts, vol. 24, p. 144; recorded Acts, vol. 21, p. 142.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened that Abiel Wilson, Ezra Abbot, Jonathan Burton, John Mack, Eliphalet Putnam & Timothy Abbot ju^r inhabitants of the town of Wilton in the County of Hillsborough, and State of New Hampshire with their associates and successors be, and they hereby are incorporated into a Society by the name of the Congregational Society in Wilton to have continuance and succession forever; and in that name may sue & prosecute, and be sued & prosecuted to final judgment and execution, and shall be and hereby are invested with all the powers and privileges, which Corporations of a similar nature have a right to exercise or enjoy

Sec. 2^d And be it further enacted that every person who shall hereafter subscribe to the Constitution, or articles of agreement of said Society, being an inhabitant of the town of Wilton, shall become and be a member of said Society; and any person who shall remove and abide out of the said town of Wilton shall thereby cease to be a member of said society, but shall be holden to pay all

assessments due from him to said Society at the time of such removal; and any person may cease to be a member of said Society by presenting to the Society such intention in writing at an annual meeting, together with his reasons for so doing; but every such person shall be holden to the payment of all assessments made by said Society while he was a member of the same.

Sec 3^d And be it further enacted, that said Society shall have power to raise from time to time at any legal meeting such sum, or sums of money as they shall judge necessary for hiring or supporting a minister of the Gospel, for building buying hiring or repairing a house for public worship, and for all other necessary and incidental charges and expences of said Society according to the invoice taken by the Selectmen of the said town of Wilton for the year in which the money shall be voted to be raised; and the said Society shall have power to choose all such officers as they shall judge necessary for carrying into effect the powers granted by this Act, which officers shall hold their offices during the term of one year and until their successors shall be chosen; and the said officers shall be sworn and have the same qualifications, and shall have the same powers, and be liable to the same penalties, as similar town officers in this State; and it shall be the duty of the Clerk to keep a true and fair record of all the proceedings and transactions of said Society and of all the notifications, which he shall receive agreeably to the provisions of this Act; and the said society shall have power to make such rules regulations and by-laws, as they shall deem expedient, not being repugnant or contrary to the Constitution or laws of this State.

Sec. 4th And be it further enacted that Abiel Wilson and Ezra Abbot or either of them may call the first meeting of said Society by posting up a notification with the articles to be acted upon at the meeting house in said Wilton fifteen days previous to holding said meeting; at which meeting said Society may agree upon the manner of warning their future meetings.

Sec. 5th And be it further enacted, that the said society may hold estate real or personal by gift grant or otherwise sufficient to carry into effect the object of its institution, provided the annual income of the same does not exceed the sum of one thousand Dollars

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN "ACT TO PREVENT THE CIRCULATION AND CURRENCY OF CERTAIN BANK BILLS OF A DENOMINATION LESS THAN ONE DOLLAR," PASSED NOVEMBER 14, 1816

[Approved June 25, 1818. Original Acts, vol. 25, p. 1; recorded Acts, vol. 21, p. 144. Session Laws, 1815-21, p. 145. Laws, 1824 ed., p. 26; id., 1830 ed., p. 132. The date of the act referred to should be December 14, 1816, *ante*, p. 550. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the first day of January next, no person shall pass in payment as currency, or for any valuable consideration whatever, except to the Bank from which the same issued, any Bank Bill or note, of a less denomination than one Dollar, issued by any Banking Company in this State, under penalty of Five Dollars, to be recovered of the person so passing the same, by action of debt, with costs of suit, to the use of any person who shall, within six months after, prosecute for the same.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE A CONGREGATIONAL SOCIETY IN CAMPTON.

[Approved June 25, 1818. Original Acts, vol. 25, p. 2; recorded Acts, vol. 21, p. 145.]

Sect. 1. Be it enacted by the senate and house of representatives, in general court convened, That Samuel Holmes, Edmund Marsh, David Bartlett, Joseph Pulsifer, Junior, Moses Baker, Robert Morrison, and their associates and successors be, and they hereby are incorporated and made a body politic and corporate forever by the name of the Congregational Society in Campton, and by that name may sue and be sued, may plead and be impleaded, and may prosecute and defend the same to final judgment and execution; and they are hereby vested with all the powers and privileges of corporations of a similar nature.

Sect. 2. And be it further enacted, that Samuel Holmes, Edmund Marsh, David Bartlett, Moses Baker, or either of them, may

call the first meeting of said Society, and either of them may preside until a moderator is chosen; which meeting shall be warned by posting up a notification at the meeting house in Campton, specifying the objects to be acted upon, fifteen days prior to said meeting; at which meeting said Society may choose a Clerk, three Wardens, a Treasurer, Collector, and all such other officers as they may judge necessary, and transact any business which by this act may be done at the annual meeting; and at said meeting, or any subsequent meeting, may enact by laws for the government and regulation of said Society, not repugnant to the laws of this State, or inconsistent with this act.

Sect. 3. And be it further enacted, that said Society shall meet on the first monday of January annually forever for the purpose of raising money, choosing officers, and transacting the business of said Society; which officers shall be sworn to the faithful discharge of their duty, and shall continue in office until others are chosen and sworn in their room; and all meetings after the first shall be notified by the wardens in the same way and manner as town meetings are now by law notified. And said Society may meet as often as they shall think proper, for the purpose of filling vacancies which may happen in the same, and for transacting any other business, except the raising of money which shall be done at the annual meeting, and at no other time.

Sect. 4. And be it further enacted, that it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society, the names of all persons chosen and sworn as officers of the same; this act, and all assessments, in their book of records, and to discharge and perform all the duties of the office according to law.

Sect. 5. And be it further enacted, that it shall be the duty of the Wardens to assess the polls and ratable estate of the members of said Society their just and equal proportion of all sums of money, which shall be voted to be raised at any legal meeting of said Society, agreeably to the inventory of the town for the same year, which sum, so assessed, shall be appropriated to the support and maintenance of any gospel minister or ministers, who may hereafter be elected & employed by said Society, and for the purpose of building and repairing any house or houses of public worship, and for all necessary charges of said Society. And the Wardens in assessing the polls and estates of the members of said Society shall have the same power, be subject to the same restrictions, and liable to the same penalties, and shall, in all cases, proceed and be governed by the same laws, which govern selectmen of towns in this State in assessing the polls and estates of the inhabitants of towns. And it shall be the duty of the Wardens of said Society to make lists of all such assessments under their hands, and to commit the same to the collector with a warrant under their hands and seal.

Sect. 6. And be it further enacted, that it shall be the duty of

the Collector of said Society to collect all the taxes assessed and committed to him for collection, and to pay over the same according to the directions to him given in his warrant; and he shall have the same power to collect the taxes to him committed, as the collectors of towns in this State by law have.

Sect. 7. And be it further enacted, that any person, on signing his, or her name, to the book of records of this Society, shall be considered a member thereof; and shall be discharged therefrom, by giving notice to the Clerk of said Society in writing, and paying his or her just proportion of all demands against the same, and all sums which shall have been voted or assessed for the benefit of said Society.

Sect. 8. And be it further enacted, that said Society shall have a right to occupy and improve their just proportion of lands in said town of Campton which were reserved for the use of the ministry, and which have not been heretofore legally disposed of.

Sect. 9. And be it further enacted, that said Society may purchase, and receive by donation, and hold real and personal estate, sufficient for carrying into effect the purposes aforesaid, provided the same shall not exceed the value of five thousand dollars, or one thousand dollars annual income.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE CONCORD INSTRUMENTAL BAND.

[Approved June 25, 1818. Original Acts, vol. 25, p. 3; recorded Acts, vol. 21, p. 148.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That John Rogers, Jacob B. Moore, Benjamin Parker, Nathan Farley, George Stickney, Albigeance Meeds, Elijah Mansur, John D. Bailey, and such as may hereafter become their associates, be, and they hereby are made a corporation by the name of the *Concord Instrumental Band*; and by that name may sue and be sued, defend and be defended, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be and hereby are vested with all such powers and privileges as are usually enjoyed by corporations of a like nature: *Provided*, that said Band shall not at any one time consist of more than sixteen members.

Sect. 2. And be it further enacted, That either two of the three persons first named herein, may call a meeting of said Band, at any

suitable place in said Concord, by posting up a notification for that purpose, at the meeting-house therein, at least fifteen days prior to said meeting—at which the members thereof shall choose such officers as they may think proper; shall agree on a method of calling future meetings, and the time of their annual meeting; and at the same or any subsequent meeting may establish rules and bye-laws for their regulation and government, and may order such assessments as they may think just and proper.

Sect. 3. And be it further enacted, That said Band may receive, hold and enjoy by gift, grant or otherwise, personal property to any amount not exceeding one thousand dollars, and the same may sell and dispose of at pleasure for the use or benefit of said Band.

[CHAPTER 41.]

State of)
New Hampshire. }

AN ACT TO INCORPORATE A BAPTIST SOCIETY IN WILTON

[Approved June 25, 1818. Original Acts, vol. 25, p. 4; recorded Acts, vol. 21, p. 149.]

Section 1st Be it enacted by the senate and house of Representatives in general court conven'd, that Lewis Smith, Eben^r Chandler Jr. Simeon Holt Jr, W^m L Bales John Ballard, Moses Lovejoy, Joseph Smith, Timothy Gray, Richard Gage and W^m Goldsmith and their associates and successors be, and, they hereby are incorporated and made a body politic and corporate forever by the name of the Baptist society in Wilton, and by that name may sue and be sued, may plead & be impleaded, and may prosecute and defend the same to final judgment and execution and they are, hereby vested with all the powers and privileges of corporations of a similar nature—

Section 2^d And be it further enacted—That Lewis Smith, Moses Lovejoy William L Bales or either of them may call the first meeting of said Society; and either of them may preside untill the Moderator is chosen, which meeting shall be warn'd by posting up notifications at the meetinghouse in s^d Wilton, specifying the objects to be acted upon fifteen days prior to said meeting; at which meeting said Society may choose a clerk, Wardens, a Treasurer, Collector, and all such other officers as they may judge necessary, and transact any business which by this act may be done at the annual meeting, and at said meeting or any subsequent meeting may enact by-laws for the government & regulation of said Society, not repugnant to the laws of this State or inconsistent with this act—

Section 3^d And be it further enacted, That said Society shall meet on the first Tuesday of March annually forever, for the purpose of raising money choosing officers and transacting the business and concerns of said corporation which officers shall be sworn to the faithful discharge of their duty and continue in office until others are chosen and sworn in their room: and all meetings after the first, shall be notified and warned by the Wardens in the same way and manner as town meetings are now by law notified and warned. And said Society may meet as often as they shall think proper for the purpose of filling vacancies which may happen in the same, and for transacting any other business, except the raising of money which shall be done at the annual meeting and no other time—

Section 4th And be it further enacted, That it shall be the duty of the Clerk truly to record all votes passed at any meeting of s^d Society the names of all persons chosen and sworn as officers of the same, to record this act, and all assessments in their book of records and discharge and perform all the duties of the office according to law—

Section 5th And be it further enacted,—That it shall be the duty of the wardens to assess the polls and ratable estate of the members of said Society their just and equal proportion of all sums of money which shall be voted to be raised at any legal meeting of said Society agreeably to the inventory of the town for the same year, which sum so assess'd shall be appropriated to the support and maintenance of any gospel minister or ministers, who, may hereafter be elected chosen and employ'd by said Society; and for the purpose of building and repairing any house or houses of public worship and for all necessary charges of said Society. And the Wardens in assessing the polls and estates of the members of said society, shall have the same power, be subject to the same restrictions, be liable to the same penalties, and shall in all cases proceed & be governed by the same laws which govern the Selectmen of towns in this state in assessing the polls and estates of Inhabitants of towns: And it shall be the duty of the wardens of said Society to make lists of all such assessments under their hands, and commit the same to the collector, with a warrant under their hands and seal—

Section 6th Be it further enacted—That it shall be the duty of the collector of said Society to collect all the taxes assess'd and committed to him for collection and to pay over the same according to the directions to him given in his warrant, and shall have the same power to collect the taxes to him committed as the collectors of towns in this State now by law have—

Section 7th Be it further enacted—That any person on signing his or her name to the book of Records of this Society shall be consider'd a member thereof and shall be discharg'd therefrom by giv-

ing notice to the Clerk of said Society in writing, and paying his or her just proportion of all demands against the same; and all sums which shall have been voted, or assess'd for the benefit of said Society—

Section 8th Be it further enacted—That said Society may purchase and receive by gift or donation, and hold, real and personal estate sufficient for carrying into effect the purposes aforesaid, provided, the same shall not exceed the value of five thousand dollars

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT FOR ESTABLISHING SALARIES OF THE JUSTICES OF THE SUPERIOR COURT OF JUDICATURE.

[Approved June 25, 1818. Original Acts, vol. 25, p. 5; recorded Acts, vol. 21, p. 153. Session Laws, 1815-21, p. 146. Laws, 1824 ed., p. 178; id., 1830 ed., p. 375. This act repeals the act of June 28, 1809, Laws of New Hampshire, vol. 7, p. 839. See act of July 1, 1819, *post*. Repealed by act of December 29, 1832, Session Laws, 1832, Chap. 89.]

Section 1.—Be it enacted by the Senate and House of Representatives in General Court convened, that the Chief Justice of the Superior Court of Judicature have and receive out of the Treasury of this State the sum of fourteen hundred dollars annually as a salary for his services as chief Justice, and that each of the other Justices of said Court have and receive out of the Treasury of this State the sum of Twelve hundred dollars annually as their respective salaries for their services as Justices of the Superior Court of Judicature, which salaries shall be paid in quarterly payments as the same become due, by orders drawn on the Treasurer, and signed by the Governor: and the fees which said Justices may receive in the discharge of the duties of their office, shall be severally accounted for and deducted from their salaries; and it shall be the duty of the Clerks of said Court to certify to the Secretary the amount of fees paid said Justices, at the close of every term in the respective Counties.

Sec. 2.—And be it further enacted, That an act passed June 28th 1809, entitled “An act for establishing salaries of the Justices of the Superior Court of Judicature,” and all other acts and resolves, heretofore made and passed, for allowing salaries to the Justices of said Court, be, and the same are hereby repealed.

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT FOR THE EASE AND RELIEF OF PERSONS IMPRISONED FOR DEBT."

[Approved June 25, 1818. Original Acts, vol. 25, p. 6; recorded Acts, vol. 21, p. 154. Session Laws, 1815-21, p. 146. Laws, 1824 ed., p. 22. The act referred to is dated February 15, 1791, Laws of New Hampshire, vol. 5, p. 704. See act of June 26, 1816, *ante* p. 499.]

Be it enacted by the Senate and House of Representatives in General Court convened—That when any person has been, or may hereafter be convicted of any crime which disqualifies him or her from giving testimony in a Court of Law, and shall afterwards be imprisoned on Execution, and desirous to take the oath prescribed in the act to which this is an addition, said conviction shall not operate to prevent said oath being administered in the same way and manner as to other persons.

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT TO AUTHORIZE THE JUDGE OF PROBATE TO DECREE ANEW ON THE ADMINISTRATION OF WEALTHY WILCOX.

[Approved June 25, 1818. Original Acts, vol. 25, p. 7; recorded Acts, vol. 21, p. 155.]

Whereas it hath been made to appear, that on a final settlement of the administration account of Wealthy Wilcox, administratrix of the goods and estate which were of Jesse Wilcox Junr. late of Newport in the County of Cheshire deceased, sundry errors and omissions were made thro' inadvertency or mistake in preparing said account, greatly to the injury of the said administratrix; For remedy whereof,

Be it enacted by the Senate and House of Representatives in General Court convened that the Judge of Probate in and for said County of Cheshire be, and hereby is authorized and empowered to revise and examine the administration account of the said administratrix, and to decree anew respecting said administration account in the same manner as tho' no settlement or decree, respecting the same had heretofore been made—

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF ALEWIVES IN SALMON-FALL RIVER—

[Approved June 25, 1818. Original Acts, vol. 25, p. 8; recorded Acts, vol. 21, p. 156. Session Laws, 1815-21, p. 147. Laws, 1824 ed., p. 118; id., 1830 ed., p. 257. Partly repealed by act of June 28, 1831. Session Laws, 1831, Chap. 27. Repealed December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1 Be it enacted by the Senate and house of Representatives in General Court convened; That from and after the passing of this Act no person shall be allowed to fish for Alewives in that part of Salmon fall river which lies within this State between Cochecho point and the bridge across said river leading from Somersworth to South-Berwick with any seine or setting line or any implement whatever except a dip-net. And if any person shall offend against this act he shall forfeit and pay the sum of Eight dollars to be recovered in any Court proper to try the same one half to the use of the State and the other half to the use of the prosecutor—

Sec. 2 And be it further enacted That if any seine or setting line or any other implement other than that which is allowed by this Act for the catching of alewives shall be found in said river within the limits aforesaid the same shall be forfeited to the use and shall become the property of him or them who shall find it and remove it from said river—

Sec. 3 And be it further enacted, That any person or persons are hereby authorised to destroy any seine or setting line or any other implement except that which is allowed by this act which may be found in said river within the limits aforesaid, and in case of being prosecuted therefor he may plead the general issue and give this act and the special matter in evidence, and shall recover double costs—

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE UNION HARMONY SOCIETY.

[Approved June 25, 1818. Original Acts, vol. 25, p. 9; recorded Acts, vol. 21, p. 157.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Stephen Rice, Joseph Alden, Levi Alden, Zenas Hitchcock, Jesse Hitchcock, Thomas W. Saxton, Joseph Rice, Nathan Bingham, Benjamin Tyler, Elisha Hitchcock, John Tyler, and John Hitchcock Junr. and such as may hereafter become members of said society, be and they hereby are made a Corporation and body politic, by the name of The Union Harmony Society in Claremont, and by that name may sue and be sued, defend and be defended, and be known and distinguished in their acts and proceedings, in all cases whatever, and shall be and hereby are vested with such powers and privileges, as are usually granted to societies incorporated for the purpose of improvement in Sacred Musick.

Section 2. And be it further enacted, that the said Stephen Rice, Joseph Alden and Nathan Bingham, or either two of them may call the first meeting of said society at any suitable time and place in said Claremont, by posting up a notification for that purpose, in some publick place therein, at least fifteen days prior to said meeting; at which meeting, the members of said society shall choose a Clerk, and such other officers, as they may deem necessary; shall agree on the method of calling future meetings, and the time of their annual meetings; and at the same, or any subsequent meeting, may establish rules and By-laws, for their regulation and government; and may order such assessments as they may deem just and reasonable. Provided such rules and By Laws are not repugnant to the laws of this state.

Section 3. And be it further enacted, that said society may receive, hold and enjoy, by gift, grant or otherwise, any estate, not exceeding in value Two thousand Dollars, and the same may sell and dispose of at pleasure, for the use and benefit of said association.

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO, AND AMENDMENT OF AN ACT, ENTITLED
 "AN ACT, GRANTING RELEIF TO THE PROPRIETORS AND OWNERS OF
 MILL SEATS, MANUFACTORIES AND DAMS ON SALMON BROOK, SO
 CALLED IN DUNSTABLE," PASSED JUNE 23RD 1814

[Approved June 25, 1818. Original Acts, vol. 25, p. 10; recorded Acts, vol. 21, p. 159. Session Laws, 1815-21, p. 148. Laws, 1824 ed., p. 34. See act referred to, *ante*, p. 351. Repealed by act of June 29, 1819, *post*.]

Whereas it is provided by the act, to which this is an addition, that "no person owning or occupying mill seats, or who are proprietors and owners of mills, manufactories or dams upon or across Salmon Brook, so called, in the town of Dunstable and County of Hillsborough, shall be deemed liable and obliged to keep open a sufficient passage way for the fish to pass up said brook, except from the fifteenth day of May to the twenty fifth thereof annually—and whereas the time therein specified is too short for the object therein intended—Therefore

Be it enacted by the Senate and House of Representatives in General Court convened—That from and after the passing of this act, all owners and occupants of mill seats, mills manufactories or dams upon or across the aforesaid Salmon Brook, in Dunstable, shall be deemed liable and obliged to keep open a sufficient passage way, for the fish to pass up said brook, from the twentieth day of May to the tenth day of June annually, any law, usage or custom to the contrary notwithstanding.—

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT GRANTING A TAX OF TWO CENTS AN ACRE ON THE LAND IN
 WINSLOW'S LOCATION, PAULSBURGH AND MAYNESBOROUGH IN
 THE COUNTY OF COOS.

[Approved June 25, 1818. Original Acts, vol. 25, p. 11; recorded Acts, vol. 21, p. 161. Session Laws, 1815-21, p. 149.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that there be and hereby is granted a tax of two cents to be assessed on the lots on each and every acre of land in Winslow's Location, Paulsburgh and Maynesborough in the County of Coos, public rights and such other rights as are by law exempted from taxation, excepted; and that the money arising from

said tax be laid out and expended in repairing the roads and bridges in said Winslow's Location, Paulsborough and Maynesborough in proportion to the amount of the tax raised on each of the said Towns or places.

Sec. 2. And be it further enacted that Ephraim H Mahurin Esq of Stratford, David Bundy of Columbia and Isaac Hagar of Paulsborough all in said County of Coos are hereby appointed a Committee with full power and authority to assess, collect and lay out in manner aforesaid said Tax and they are hereby vested with full power and authority for the purpose aforesaid.

Sec. 3. And be it further enacted that the owners of land in said Winslow's Location, Paulsborough and Maynesborough whether residents or nonresidents shall have the privilege of working out their taxes on said roads and bridges under the direction of said Committee whose duty it shall be to superintend the same or appoint some suitable person for that purpose, for whose faithfulness therein said Committee shall be accountable, at the rate of eight cents per hour for an able bodied man finding his own tools and diet, and for ox work, including chains, at the rate of eight cents per hour for each yoke of oxen, provided they shall be ready to perform said work when called upon by said Committee, by the first day of November next.

Sec. 4. And be it further enacted, that said Committee shall, before receiving or collecting any part of said tax execute their bond in the sum of three thousand dollars with sufficient surety, to the Clerk of the Court of Common Pleas for the County of Coos, for the faithful performance of the duties assigned them by this act, and said Committee shall render on oath an account of their doings to the Justices of said Court at their next session to be holden in said County, after said tax shall have been collected and laid out as aforesaid and at any other time when thereto required by said Court.

Sec. 5. And be it further enacted that said Committee shall give public notice in the New Hampshire Patriot, three weeks successively in the month of August next, of said assessment and the time allowed the proprietors of said lands to work out said tax as is hereinbefore mentioned.

Sec. 6. And be it further enacted, that it shall be the duty of said Committee to leave at the office of the Deputy Secretary of this State a true and attested Copy of the list of said taxes by the first day of August next, which shall remain in said Office till the first day of November next, where any proprietor may have liberty to pay his or her proportion of said taxes.

Sec. 7. And be it further enacted that after said first day of November said Committee may proceed to advertise in the New Hampshire Patriot three weeks successively that so much of the lands of any proprietor or owner who shall be delinquent in the

payment of said tax, will be sold at public vendue, as will be sufficient to pay the same with incidental charges. And said Committee is hereby authorized to hold such vendue on any day in the month of April next and in the town of Lancaster in said County and to adjourn the same from day to day until all necessary sales shall be effected.

Sec. 8. And be it further enacted, that said Committee shall within thirty days after the last day of sale, leave with the Deputy Secretary a true and attested Copy of all sales made by virtue of this act, and any proprietor, owner or claimant of any lands so sold may at any time within one year from and after the day of sale, redeem the same by paying to the Deputy Secretary or Committee the amount for which his or her land was sold with interest at twelve per centum per annum, computing the same from the day of sale; and the Deputy Secretary is hereby authorized to demand and receive such compensation for his services as he is entitled to receive in other cases of a similar nature; and he shall pay over when requested all monies by him received on account of said taxes, redemption money and interest of lands sold as aforesaid, to said Committee, for the benefit of any proprietor, owner, or purchaser of any lands so redeemed, and the Committee shall on demand pay over all monies by them received of the Deputy Secretary or otherwise for the redemption of land to any purchaser of land sold as aforesaid.

Sec. 9. And be it further enacted that said Committee shall be allowed such Compensation for their services and monies expended in the collection of said tax as by said Court shall be adjudged reasonable.

[CHAPTER 49.]

State of }
New Hampshire. }

AN ACT, TO EMPOWER JOHN DAVIS AND HIS SEVERAL SONS AND DAUGHTERS TO ASSUME AND BEAR THE NAME OF WASHINGTON

[Approved June 25, 1818. Original Acts, vol. 25, p. 12; recorded Acts, vol. 21, p. 164.]

Be it enacted by the Senate and House of Representatives in General Court convened that, John Davis of Bradford in the County of Hillsborough and his several sons and daughters be and hereby are authorized to assume and bear the name of Washington instead of Davis; and he the said Davis and his several sons and daughters shall be known and called by the name of John Washington; Hannah Washington; Fanny Washington; John Shepard

Washington; Calvin Washington; Preston Washington; William Henry Harrison Washington; Mason Washington and Julian Washington; and lineal descendants of him, the said John Davis, in the male line forever shall be allowed to assume and bear the name of Washington any law, usage or custom to the contrary notwithstanding.

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF GEORGE LANE, AND TIMOTHY LANE.

[Approved June 25, 1818. Original Acts, vol. 25, p. 13; recorded Acts, vol. 21, p. 165.]

Sec 1 Be it enacted by the Senate and house of Representatives in General Court convened, That the name of George Lane of Marlborough, in the County of Cheshire, be altered to that of George Henry Lane; and that the said George Lane, hereafter assume, and be known by the name of George Henry Lane: and that the name of Timothy Lane of Marlborough in said County of Cheshire, be altered to that of Timothy Livingston Lane; that the said Timothy Lane, hereafter assume, and be known by the name of Timothy Livingston Lane—Any Law, usage or custom to the contrary notwithstanding—

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF THE FISH IN THE SEVERAL PONDS WITHIN THE TOWN OF GREENFIELD—

[Approved June 25, 1818. Original Acts, vol. 25, p. 14; recorded Acts, vol. 21, p. 166. Session Laws, 1815-21, p. 149. Laws, 1824 ed., p. 118; id., 1830 ed., p. 253. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chapter 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the senate and house of representatives in general court conven'd—That after the passing of this act, if any person shall use any spear or seine for the purpose of catching or destroying, any fish in any of the ponds within s'd town, such person so offending, shall, for every fish so caught or destroyed, forfeit

and pay the sum of two dollars to be recover'd in an action of debt, by any person who shall sue for the same before any justice of the peace within the county of Hillsborough: one half of the said sum of two dollars so recover'd as aforesaid, to be appropriated by the person who shall sue for the same, and the other half to be and remain for the use of the said county of Hillsborough—

[CHAPTER 52.]

State of }
New Hampshire. }

AN ACT TO VEST IN EDWARD WEBBER THE PRIVILEGE OF KEEPING A FERRY OVER A CERTAIN PART OF PEMIGGAWASSET RIVER.

[Approved June 25, 1818. Original Acts, vol. 25, p. 15; recorded Acts, vol. 21, p. 167.]

Sect. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That the exclusive privilege of keeping a ferry, with the immunities and privileges thereof, over Pemiggawasset river, to begin at Squam falls, so called, and to extend up said river to the Honorable Arthur Livermore's grant, estimated to be about three miles, be, and it hereby is granted to and vested in the said Edward Webber, his heirs and assigns, within the aforesaid limits.

Sect. 2. And be it further enacted, that the rates of ferriage to be taken by the said Edward Webber, his heirs or assigns, shall be as follows,—namely;—for each foot passenger, two cents;—for each horse and rider, or leader, six cents;—for each chaise, or other carriage of pleasure with two wheels, and one horse, ten cents;—for each carriage of pleasure with four wheels, twenty cents;—for the like carriage with four horses, twenty five cents;—for each sleigh with one horse, six cents;—for each sleigh with two horses, ten cents, and three cents for each additional horse;—for each cart, waggon, sled or other carriage of burthen, drawn by two beasts, twelve cents;—and if by more than two horses or one yoke of oxen, for each additional pair of horses or yoke of oxen, six cents;—for sheep and swine, one cent each;—for cattle and horses, three cents each.

Sect. 3. And be it further enacted, that if any person, or persons, shall for hire or reward, transport over said ferry or river, within the limits aforesaid, any person, creature or thing; such person or persons, so offending, shall forfeit and pay to the said Edward Webber, his heirs or assigns, the sum of one dollar for every such offence; to be recovered in an action of debt, in any Court proper to try the same.

Sect. 4. And be it further enacted, that if any person shall demand or receive any greater rate of ferriage, than is herein prescribed, he shall for every such offence forfeit and pay to the party injured the sum of one dollar, to be recovered in an action of debt, in any Court proper to try the same: Provided, nevertheless, that nothing in this act shall be construed to affect the building of any bridge over said river with the limits aforesaid, at any time hereafter, where the General Court may think proper to make a grant.

[CHAPTER 53.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE TRUSTEES OF PEMBROKE ACADEMY—

[Approved June 25, 1818. Original Acts, vol. 25, p. 16; recorded Acts, vol. 21, p. 168.]

Whereas Abel Blanchard, late of Pembroke in the County of Rockingham and State of New Hampshire, Esquire, deceased, in and by his last Will and Testament, gave and bequeathed unto Boswell Stevens, Abraham Burnham, Jonathan Curtis, Daniel Knox, Moses Haseltine, John H. Merrill, Timothy Barnard, William Haseltine and Jacob Elliot and to their successors forever, the greater part of his estate, in trust, for the establishment & support of a public school or Academy in said Pembroke—

And whereas the inhabitants of said Pembroke and its vicinity have, in addition to said donation of the said Blanchard, subscribed more than fifteen hundred Dollars, for the purpose of erecting a suitable building for the accommodation of said school—

And whereas the education of youth, in science, morality and religion, is justly considered as an object of the highest importance to the safety and happiness of society and the preservation of a free government—And whereas the execution of the benevolent design of the aforesaid donor will be attended with great embarrassments, unless the said Trustees are vested with corporate powers and privileges.

Therefore,

Sec. 1st Be it enacted by the Senate & House of Representatives in General Court convened—That there be and hereby is established in the town of Pembroke and said County of Rockingham, an Academy, by the name of Pembroke Academy, for the purpose of promoting virtue and religion and for the education of youth, in the English, Latin and Greek languages—in writing Arith-

metic and other branches of literature commonly taught in public schools—

Sec. 2 And be it further enacted—That the said Boswell Stevens, Abraham Burnham, Jonathan Curtis, Daniel Knox, Moses Haseltine, John H. Merrill, Timothy Barnard, William Haseltine and Jacob Elliot, be and they are nominated and appointed Trustees of said Academy and they are hereby incorporated into a body politic & corporate by the name of the Trustees of Pembroke Academy, and that they and their successors shall be and continue a body politic and corporate by the same name forever—And by that name may sue and be sued, plead and be impleaded, defend and be defended in any Court of record having competent jurisdiction—And the said Trustees shall have and keep a common seal, which they may break, alter and renew at pleasure—And all deeds and instruments, which the said Trustees may lawfully make, shall when made in the name of the said Trustees, signed and delivered by their Treasurer and sealed with the Common Seal, bind the said Trustees and their successors and be valid in law—

Sec. 3 And be it further enacted—That the number of the Trustees of said Academy, shall forever consist of nine and no more, five of whom shall constitute a quorum for the transaction of business—and no Trustee shall reside more than twenty Miles from said Academy and any Trustee removing to a greater distance from the same shall thereby cease to be a member of said Corporation and his seat become vacated—

Sec. 4. And be it further enacted—That the said Trustees shall have power from time to time, to elect such officers of the said Academy, as they shall judge necessary and to fix the tenures of their respective offices—To remove any Trustee from the Corporation, when in their opinion, he shall be incapable, by reason of age or otherwise to discharge the duties of his Office—To fill all vacancies happening in said corporation, by death, resignation or otherwise—To determine the times and places of the meetings of said Corporation and the method of electing and removing Trustees—And to make and ordain such laws, orders and rules for the good government of said Academy, as to them the said Trustees and their successors shall, from time to time according to the various occasions and circumstances seem most fit and requisite, all which shall be observed by the Officers and scholars of the said Academy, upon the penalties therein contained—Provided, such laws rules and orders shall in no wise be contrary to the laws and Constitution of this State—

Sec. 5. And be it further enacted—That all the real and personal estate, which the aforesaid Abel Blanchard, in and by his last Will & Testament, gave, devised and bequeathed unto the said Boswell Stevens, Abraham Burnham, Jonathan Curtis, Daniel Knox, Moses Haseltine, John H. Merrill, Timothy Barnard, William Has-

eltine and Jacob Elliott and to their successors, together with all lands monies or other property and things, already subscribed, given and granted in addition thereto, be and the same are confirmed to the said Boswell Stevens and others last named and to their successors, as Trustees of Pembroke Academy forever, for the uses and purposes aforesaid—

Sec. 6. And be it further enacted—That the Trustees aforesaid and their successors, be and they hereby are rendered capable in law to take and receive, by gift, grant, devise, bequest or otherwise, any lands, tenements or other estate real and personal, provided the annual income of said estate shall not exceed the sum of Three thousand Dollars and may sell and dispose of the same and appropriate the rents, issues and profits thereof in such way and manner, as the end and design of said Institution in their opinion may require. And all lands, tenements or other estate real and personal, belonging to said Corporation, shall forever be exempted from taxation. Provided, nevertheless that nothing in this section shall be so construed, as to exempt said real estate from taxation, whenever it shall be leased or devised by said Corporation for a period of years reserving to themselves nominal rent only, nor shall said exemption attach to said estate after it shall cease to be owned by said corporation—

Sec. 7 And be it further enacted—That Boswell Stevens, Abraham Burnham and John H. Merrill or either of them are authorized to call a meeting of said Trustees as soon as may be, at such time and place, as they may see fit, by giving personal notice to each one of said Trustees, at least one week prior to the time of Meeting, for the purpose of electing the necessary Officers of said Corporation and establishing such bye laws ordinances & regulations for the government of said Academy, as the said Trustees shall deem necessary—

[CHAPTER 54.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CONGREGATIONAL PARISH IN BARRINGTON.

[Approved June 25, 1818. Original Acts, vol. 25, p. 17; recorded Acts, vol. 21, p. 172. See act of July 2, 1823, id., vol. 22, p. 402.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel Hale J^r, John Kingman, Samuel Hayes and their associates, with such others as may hereafter become associated with them, be, and they hereby

are made and erected into a body politic and corporate, to have continuance and succession forever, by the name of The first Congregational Parish in Barrington, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are invested with all the powers, privileges and immunities incident to Corporations of a similar nature, and may enjoin penalties of disfranchisement, and may make purchase, and receive subscriptions, grants and donations of real and personal estate the annual income of which shall not exceed one thousand dollars; and may make, have and use a common seal, and may break alter and renew the same at pleasure, and may ordain and put in execution such bye-laws, rules and ordinances as to them shall appear necessary for the well governing of said Corporation, provided that said bye laws, rules and regulations are not repugnant to the Constitution and Laws of this State.

Section 2^d And be it further enacted, that said Corporation be, and they hereby are authorised and empowered to vote and raise money for the support of the Gospel Ministry, and to assess the same upon the polls and ratable estates of the persons belonging to said Corporation, according to the invoice taken by the Select men of said Barrington for the year in which any money shall be voted to be raised; and likewise are authorised to put and keep in repair the Meetinghouse now standing in said Town, whenever said House shall become exclusively the property of said Corporation, or of the members thereof; and to erect, finish and keep in repair a house or houses for public worship, and to assess and collect taxes for said purposes—Provided, nevertheless, that all sums of money raised by said Corporation shall be voted at its annual meeting, and that whatever money said Corporation may deem necessary to be raised, for the purpose of repairing or keeping in repair any Meeting-House belonging exclusively to said Corporation or the members thereof shall be assessed on the pews belonging to the same according to their value, which value shall be ascertained by a Committee of three persons to be chosen for that purpose by said Corporation; and if the owner or proprietor of any pew or pews, being a member of said Corporation, shall neglect or refuse to pay any assessment made as aforesaid, then the pew or pews of such delinquent proprietor may be sold for the payment thereof in such manner as said Corporation may direct.

Section 3^d And be it further enacted, that Samuel Hale, Jr., John Kingman and Samuel Hayes shall be, and they hereby are authorised to call the first meeting of said Corporation, by posting up a notification thereof at two public places in said Town under their hands, at least fifteen days prior to said meeting, at which meeting the persons aforesaid, or either of them shall preside until a Moderator shall be chosen; and said Corporation may then agree on the manner of calling further meetings, fix their annual meet-

ings, and transact any other business, which by virtue of this act can be transacted.

Section 4th And be it further enacted, that no person shall be considered as having joined said Corporation until he or she shall have signed his or her name in the book of records belonging to the same, and any member of said Corporation, wishing it, may be discharged therefrom by his or her giving notice thereof in writing to the Clerk of said Corporation; provided, that all persons who shall become discharged as aforesaid shall be holden to pay all the taxes assessed on them previous to the reception of such notice by said Clerk.

[CHAPTER 55.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE FIRST BAPTIST SOCIETY IN MASON.

[Approved June 25, 1818. Original Acts, vol. 25, p. 18; recorded Acts, vol. 21, p. 175.]

Section 1.—Be it enacted by the Senate and House of Representatives in General Court convened that Jotham Webber, Joseph Saunders, Josiah Russell, Abel Adams, Jonas Adams, Ebenezer Adams, Thomas Blood, Jeremiah Boynton, Othney Crosby, Zachariah Davis, Andrew Elliot, Taylor Fay, Jediah Felton, Samuel Fish, Richard Hall, John Jefts, David Jefts, Hosley Jefts, Jonathan Jefts, Willard Lawrence, Kindall Millon, Levi Morse, Thaddeus Morse, Oliver Nutting, Leonard Read, Otis Reading, Thomas Robbins, Abraham Robbins, Benjamin Robinson, Jason Russell, William Russell, Thomas Russell, Joseph Saunders Jun^r Samuel Tarbell, Samuel Wadsworth, John Webber, Jonas Webber, Eben^r Webber, Roger Weston, Jonathan Williams and Marvrick Wyman, inhabitants of said Mason, in the County of Hillsborough and State of New Hampshire, with their associates and successors be, & they hereby are incorporated into a society by the name of the first Baptist Society in Mason, to have continuance and succession forever, and in that name to sue and be sued and prosecuted to final judgment and execution; and shall be and hereby are vested with all the powers, privileges and immunities incident to corporations of a similar nature.—

Sec. 2.—And be it further enacted, that any person who shall hereafter desire to become a member of said Society, and shall file with the Clerk of said Society, a notification of such desire, in writing, and shall be admitted by a majority of the members at any legal meeting warned for that purpose, shall become a member of

said Society; and any person may cease to be a member of said Society, by filing with the Clerk of said Society a notification in writing that such is his inclination. But such person shall be holden to pay his rateable proportion of all debts, due from said Society, at the time of his leaving the same.—

Sec. 3.—And be it further enacted, That the said Society shall have power at any legal meeting, warned for that purpose, to raise such sums of money as they shall think necessary, for paying the debts and incidental charges of said society, according to the rateable polls and estates of each member of said society: and the said Society shall have power to choose all such officers as they may Judge necessary, which officers shall hold their offices, until others shall be chosen and qualified in their stead—And the said officers shall have the same qualifications, powers and liabilities as similar town officers. And it shall be the duty of the Clerk to keep a record of the doings of said Society, and to record all the notifications of a desire to join or leave said society, with the time of his receiving them. And the Society shall have power to make such rules, regulations and bye laws, as they may deem expedient, not being repugnant or contrary to the constitution and laws of this State.—

Sec. 4—And be it further enacted, That Joseph Webber, Joseph Saunders and Josiah Russell, or either of them, may call the first meeting of said Society, by posting up a notification with the articles to be acted upon; the time & place of holding said meeting, at said Joseph Saunders' mills in said Mason, fifteen days previous to said meeting; at which meeting they may fix upon the manner of calling their future meetings, which they may alter at any subsequent meeting.—

Sec. 5.—And be it further enacted, that the said Society may hold estate real or personal sufficient to carry into effect the object of its institution—Provided it do not exceed five thousand dollars.—

[CHAPTER 56.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST UNIVERSAL RESTORATION SOCIETY IN WESTMORELAND.

[Approved June 25, 1818. Original Acts, vol. 25, p. 19; recorded Acts, vol. 21, p. 177.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Nathan Babit, Timothy Skinner, Edward Simmons and David French, and their associates and successors, be and they hereby are incorporated into a

religious Society and body corporate by the name of the First Universal Restoration Society in Westmoreland, to have continuance and succession forever, and in that name may sue and prosecute and be sued & prosecuted to final judgment and execution, and shall be and are hereby invested with all the powers and privileges accruing to corporations of a similar nature, and may possess real and personal estate to the value of four thousand dollars.

Sec. 2. And be it further enacted That the said Nathan Babit and Timothy Skinner or either of them may call the first meeting of said Society, and preside therein until a moderator shall be chosen, and forever thereafterwards the first Tuesday of April in each year successively shall be the day for the annual meeting of said Society, which meeting shall be warned and held in the same manner as is pointed out by the laws of this State for holding annual and other meetings in towns, and the said Society shall have power to choose all necessary officers, and such officers so chosen shall be sworn in the same manner, and have the same powers and be subject to the same penalties as similar town officers. And said Society at their annual meeting may vote to assess and raise such sum or sums of money as they may judge necessary for the support of the Gospel ministry, and other necessary and incidental expences of said society, & may also raise money to build and keep in repair a House for public worship; all which sums shall be assessed upon the members of said society in the same manner as town taxes are by law assessed and collected.

Sec. 3. And be it further enacted, that whenever any person shall desire to become a member of said Society, he shall make application to the clerk in writing, who shall enter the same on record, and such person shall thenceforth enjoy all the privileges, and be subject to all the liabilities of other members thereof; and whenever any member shall desire to leave said Society, he shall give that notice in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth cease to be a member: Provided nevertheless, that no person shall join or leave said Society until he shall have paid all legal taxes and assessments previously made upon him, for the support of religious worship.

Sec 4 And be it further enacted, that said Society shall have power to adopt such rules and regulations as they shall deem expedient not repugnant to law, and the Clerk shall keep a fair record of this act and all rules and proceedings of said society and of all the notifications and writings which he may receive agreeably to the provisions of this act, which records shall at all times be open for the inspection of all interested therein; and it shall be the duty of the said Clerk to make a return of the names of all the members of said society to the town Clerk of said Westmoreland some time in the month of March annually.

[CHAPTER 57.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF ZADOC DOW.

[Approved June 25, 1818. Original Acts, vol. 25, p. 20; recorded Acts, vol. 21, p. 179.]

Be it enacted by the Senate and House of Representatives in General Court convened that the name of Zadoc Dow of Hopkinton in the County of Hillsborough be altered and changed to Zadoc Page Dow, and that he be hereafter known and called by the name of Zadoc Page Dow, any law or usage to the contrary notwithstanding.

[CHAPTER 58.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOHN MONROE NUTE—

[Approved June 26, 1818. Original Acts, vol. 25, p. 21; recorded Acts, vol. 21, p. 180.]

Be it enacted by the Senate and House of Representatives in General Court convened that the name of John Monroe Nute of Gilmanton in the County of Strafford be altered and changed to John Monroe, and he be hereafter known and called by the name of John Monroe, any law or usage to the contrary notwithstanding

[CHAPTER 59.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE BELA ADAMS TO ASSUME THE NAME OF WESTON BELA ADAMS—

[Approved June 26, 1818. Original Acts, vol. 25, p. 22; recorded Acts, vol. 21, p. 181.]

Be it enacted by the Senate & house of representatives in general Court convened that Bela Adams of Plainfield in the County of Cheshire in said State, be and he hereby is authorised to take & have the name of Weston Bela Adams; & may & shall forever hereafter be called and known by the name of Weston Bela Adams, any former law or custom to the contrary notwithstanding

[CHAPTER 60.]

State of }
New Hampshire. }

AN ACT TO EXEMPT STUDENTS OF ACADEMIES AND OF OTHER INCORPORATED LITERARY SEMINARIES FROM MILITARY DUTY AND TAXATION IN CERTAIN CASES.—

[Approved June 27, 1818. Original Acts, vol. 25, p. 23; recorded Acts, vol. 21, p. 181. Session Laws, 1815-21, p. 153. This act partly repeals acts of December 22, 1808, Laws of New Hampshire, vol. 7, p. 753, and December 16, 1812, ante, p. 183. See act of July 4, 1839, recorded Acts, vol. 34, p. 131.]

Sec. 1. Be it enacted by the Senate and house of Representatives in General court convened, that students of Academies and of other incorporated literary seminaries, in this state, who shall, on or before the fifth day of March in any year hereafter, make request of the Selectmen of the town where such Academy or Seminary is situated, to be excused from doing military duty and from paying taxes shall for that year be exempted from military duty and from paying taxes in said town, except in cases where such student has a legal settlement in the town where such Academy or Seminary is situated—Provided however—that any student who shall enter any such Academy, or incorporated literary seminary, after the fifth day of March in any year upon making request as aforesaid shall be exempted as aforesaid from the time of making such request, until the fifth day of March then next following—and provided also that the person so applying has not previous to the said application voted at any town meeting, holden in the town where the said seminary is located, for the choice of State, county, or town officers, or for other purposes for the year in which said exemption is requested—

Sec. 2^d And be it further enacted—that so much of an act passed December 22, 1808 entitled “An act for arranging, forming and regulating the militia in this state and for repealing all laws heretofore made for that purpose,” as exempts students of Colleges from doing military duty, be and the same is hereby repealed.

Sec. 3. And be it further enacted, that so much of An act passed December 16. 1812 entitled “An act to establish the rate at which polls and rateable estate shall be valued in making and assessing direct taxes” as exempts students of colleges from taxation, be and the same hereby is repealed.—

Provided, nevertheless, that this act shall not take effect untill the first day of January next

[CHAPTER 61.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED "AN ACT FOR THE BETTER REGULATION OF SCHOOLS, AND FOR REPEALING CERTAIN LAWS NOW IN FORCE RESPECTING THE SAME." PASSED DECEMBER 22^D 1808—

[Approved June 27, 1818. Original Acts, vol. 25, p. 24; recorded Acts, vol. 21, p. 183. Session Laws, 1815-21, p. 153. Laws, 1824 ed., p. 34. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 771. See act of July 7, 1826, Laws, 1830 ed., p. 437. Repealed by act of July 6, 1827, id., p. 431.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That the Selectmen of the several towns, parishes and places within this State, be, and they are hereby empowered and required to assess annually the inhabitants of their respective towns, parishes and places, according to their polls and rateable estates, together with the improved and unimproved lands and buildings of nonresidents, in a sum to be computed at the rate of ninety dollars for every one dollar of their proportion for public taxes, for the time being, and so for a greater or less sum; which sums, when collected, shall be appropriated to the sole purpose of keeping an English school, or Schools, within the towns, parishes, and places for which the same shall be assessed, for teaching the various sounds and powers of the letters in the English language, reading, writing, English grammar, arithmetic, geography, and such other branches of education as it may be necessary to teach in an English School, including the purchase of necessary wood or fuel for such schools—

Sec. 2. And be it further enacted, that the first section of the act to which this is an addition, be, and the same is hereby repealed—

[CHAPTER 62.]

State of }
New Hampshire. }

AN ACT IN ADDITION "TO AN ACT TO REGULATE THE PROCEEDINGS FOR EXTINGUISHING FIRES, THAT MAY BE ACCIDENTALY OR OTHERWISE KINDLED."

[Approved June 27, 1818. Original Acts, vol. 25, p. 25; recorded Acts, vol. 21, p. 184. Session Laws, 1815-21, p. 155. Laws, 1824 ed., p. 36. The act referred to is dated June 17, 1794, Laws of New Hampshire, vol. 6, p. 188. See Capital Laws, 1679, id., vol. 1, p. 21. See acts of March 3, 1758, id., vol. 3, p. 177; March 6, 1761, id., p. 227; December 17, 1763, id., p. 335; and act of April 6, 1781, id., vol. 4, p. 380, which repeals all previous fire laws. See also acts of November 30, 1803, id., vol. 7, p. 169; December 20, 1824, Session Laws, 1824, Chap. 72; December 21, 1824, id., Chap. 77; and June 20, 1826, id., 1826, Chap. 5. Repealed by act of December 16, 1828, Laws, 1830 ed., p. 489.]

Whereas the acts heretofore made for extinguishing fires, are found by experience to be deficient, inasmuch, as they do not empower the firewards to exercise sufficient authority over the engines, or other implements used in time of fire, nor over the persons specially appointed to use the same, except only during the existence and progress of the fire.

And whereas it is deemed necessary for the due organization of the several Engine, axe, and other companies whose duty it is to extinguish fires and prevent the spread of the same; and also for the purpose of keeping the several Engines and other fire implements in constant good order and condition. To empower the Firewards of Portsmouth in this State, to choose or accept the persons whom they may think best qualified to serve in the capacity of Fire Engine men, Axe men, or other companies of the kind, that now are or may be hereafter established in said Town—

Therefore,

Be it enacted by the Senate and house of Representatives in General Court convened. That the Firewards now chosen, or that may be hereafter chosen in said Portsmouth shall have *at all times*, the entire control and direction of all Fire Engines, Fire-hooks, Hoses and other implements now in use, or that may hereafter be used for extinguishing or preventing the spread of Fire in said Portsmouth. And that they shall have, at all times, the general direction and control of each and every person chosen or accepted by them to serve in any Engine Company, Axe Company, or any other association of persons, whose special duty it may be to aid in the extinguishing of Fire, in all matters and things appertaining to the duties of their several appointments—

Sec. 2. And be it further enacted that it shall be the duty of the Firewards in said Portsmouth to give a Warrant in writing, under the hand of their Chairman, to be recorded and countersigned by

their Secretary, to each and every person chosen or accepted by them to serve in any of the companies aforementioned; and that these Warrants shall be valid for one year only; from their several dates

Sec. 3. And Be it further enacted, That every person to whom these warrants shall be granted, shall be exempted from training in the militia, or serving as Jurors during the term for which his warrant was granted; provided that every such person who may be required to train or serve as a Juror, shall produce and exhibit his warrant duly executed according to this law, to the proper Officers so requiring him to train or serve as a juror; and not otherwise; any thing in any former law to the contrary notwithstanding

Sec. 4th. And be it further enacted. That any town or towns in this State other than said Portsmouth, at their annual meeting, or any other meeting called for that purpose, may adopt this act or any part thereof and also the act to which this is an addition, and the several additional acts or any part or parts of the said acts, in which case the said acts or such part or parts thereof as shall be thus adopted shall be considered to extend to such town or towns adopting the same as fully to all intents and purposes as to the town of Portsmouth

[CHAPTER 63.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT PROVIDING FOR THE REGULATION AND GOVERNMENT OF THE STATE PRISON.

[Approved June 27, 1818. Original Acts, vol. 25, p. 26; recorded Acts, vol. 21, p. 186. Session Laws, 1815-21, p. 154. Laws, 1824 ed., p. 35. The act referred to is dated June 19, 1812, *ante*, p. 115. See act of June 22, 1820, *post*. Repealed by act of July 3, 1829, Laws, 1830 ed., p. 518.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the Governor and Council for the time being, may appoint during pleasure all such officers, agents and servants as they may deem necessary for the well ordering, upholding and maintaining the State prison; and may define their powers, prescribe their duties and ascertain and fix their compensations, and may make, ordain and establish all such rules, by laws, orders and regulations, not repugnant to the laws of the State as they may from time see fit for the government and direction of the said warden, and other officers, agents and servants of said prison as may be proper for the maintenance and instruction of the convicts, and for the purchase of all materials machines, tools, and implements, provisions, medicines and clothing for the use of the

agents, officers and convicts, and for the sale and disposition of any articles, tools and manufactories, which belong to said prison, and they shall have the sole and exclusive power of directing all matters and things relating to said prison, the officers agents and servants thereof and all convicts therein, and may make such contracts for boarding, cloathing and supporting the convicts in said prison—and for the income and profits of their labor as they see fit; and may make such additional buildings and alterations within the limits of the prison as they see fit.

Sec. 2.—And be it further enacted, That the warden aforesaid shall receive eight hundred dollars annually in full compensation for all services by him rendered in that office, and the Governor and Council shall receive a suitable compensation for their services.

Sec. 3.—And be it further enacted, that the fourth and twelfth sections of an act to which this is an addition be and the same are hereby repealed—

[CHAPTER 64.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE AN ENGINE COMPANY IN THE TOWN OF MONT VERNON

[Approved June 27, 1818. Original Acts, vol. 25, p. 27; recorded Acts, vol. 21, p. 188. The fourth section of this act is repealed by the act of July 1, 1819, *post.*]

Sec. 1 Be it enacted by the Senate and House of Representatives in General Court convened—That Joseph Perkins Junior, Elijah Beard and Mark D. Perkins and their associates, and such as may hereafter become associates, be and they hereby are Incorporated and made a body politic and corporate forever by the name of the First fire Engine Company in Mont Vernon, and by that name may sue and be sued, plead and be impleaded, prosecute and be prosecuted to final judgment and execution; and shall have and enjoy all the privileges, and be subject to all the liabilities, incident to corporations of a similar nature.

Sec. 2. And be it further enacted—That the said Corporation may, at any meeting legally warned and holden for that purpose; make and ordain all necessary rules and regulations for the government thereof provided such rules and regulations be not inconsistent with the constitution and laws of this State.

Sec. 3^d And be it further enacted that the persons named in the first Section of this act, or any two of them, may call the first meeting of said Company, by posting up notifications thereof, at two of the most public places in said town, at least fifteen days prior to said day of meeting.

Sec. 4. And be it further enacted—That no more than Nine persons shall be exempted from doing Military duty in said town of Mont Vernon, in consequence of belonging to said Company, any law or usage to the contrary notwithstanding.—

Provided nevertheless that no person shall be excused from Military duty untill an Engine be provided with apperates complete by said Company and ready for opperation

[CHAPTER 65.]

State of }
New Hampshire. }

AN ACT AUTHORISING THE TOWN OF WILMOT TO ELECT AND SEND A REPRESENTATIVE TO THE GENERAL COURT—

[Approved June 27, 1818. Original Acts, vol. 25, p. 28; recorded Acts, vol. 21, p. 189. Session Laws, 1815-21, p. 157.]

Be it enacted by the Senate and House of Representatives in General Court Convened—that the Town of Wilmot in the County of Hillsborough be and is hereby authorised to Elect and send a Representative to the General Court untill otherwise ordered—any Law or usage heretofore practiced to the contrary notwithstanding—

[CHAPTER 66.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST BAPTIST SOCIETY IN CHICHESTER.

[Approved June 27, 1818. Original Acts, vol. 25, p. 29; recorded Acts, vol. 21, p. 190.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that Peter Hook, Robert Lake, Abijah Lane, Theophilus Mason, Aaron Batchelder, William Moses, Joseph Bickford, Ebenezer Fellows, James Hook, Stephen Perkins, Francis H. Watson, William Edmunds, Jacob Stanyan, Samuel Langley, William Lake and John Maxfield with their associates and such as may hereafter associate with them, be and hereby are created a body politic and corporate by the name of the *First Baptist Society in Chichester* and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution and they are hereby vested with all the powers and privileges incident to corporations of a similar nature.

Sec. 2. And be it further enacted that Peter Hook and Samuel Langley may call the first meeting of said Society and either of them may preside until a Moderator is chosen, which meeting shall be warned by posting up notifications at two or more public places in said Chichester specifying the subjects to be acted upon fifteen days prior to said Meeting, at which meeting said Society may choose a Clerk, a Treasurer, a Collector, and all such other officers as they may judge necessary and transact any business which by this act may be done at the annual meetings, and at said meeting or any subsequent meeting may enact by-laws for the regulation and government of said Society, not repugnant to the laws of this State nor inconsistent with this act.

Sec. 3. And be it further enacted that said Society shall meet on the first monday of November annually forever for the purpose of raising money, choosing officers, and transacting the business of said Corporation, which officers shall be sworn to the faithful discharge of their duties and continue in office until others are chosen and sworn in their room and all meetings after the first shall be notified & warned by the Clerk in manner aforesaid or in such other manner as the Society at an annual meeting may direct

Sec. 4. And be it further enacted that it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society, the names of all officers chosen and sworn as officers of the same, to record this act and all assessments in their book of records & discharge and perform all the duties of the office according to law.

Sec. 5. And be it further enacted that assessors may be elected, whose duty it shall be to assess the polls and ratable estates of the members of said Society their just and equal proportion of all sums of money which shall be voted to be raised at any legal meeting of said Society, agreeably to the inventory of the town for the same year, which sum so assessed shall be appropriated to the support of a public teacher of piety, morality and religion in said Society, for building and repairing any house or houses of public worship and for all necessary charges of said Society. And the assessors in assessing the polls and estates of the members of said Society shall have the same power, be subject to the same restrictions, be liable to the same penalties and shall in all cases proceed and be governed by the same laws, which govern Selectmen of towns in this State in assessing the polls and estates of the inhabitants of towns. And it shall be the duty of the Assessors to make lists of all such assessments under their hands and to commit the same to the Collector with a warrant under their hands and seal

Sec. 6. And be it further enacted that it shall be the duty of the collector of said Society to collect all the taxes assessed and committed to him for collection and to pay over the same according to the directions to him given in his warrant, and shall have the same

power to collect the taxes to him committed as the collectors of towns in this State now by law have; and the said Collector and the Treasurer of this Society shall severally give bonds, with sufficient sureties to said Society, in a suitable sum or sums for the faithful performance of their respective duties.

Sec. 7 And be it further enacted that any person on signing his or her name to the Book of records of this Society shall be considered a member thereof, and shall be discharged therefrom by giving notice to the Clerk of said Society in writing, and paying his or her just proportion of all demands against the same, and all sums which have been voted or assessed for the benefit of said Society.

Sec. 8 And be it further enacted that said Society may purchase, or receive by donation, and hold real & personal estate sufficient for carrying into effect the purposes aforesaid, provided the neat annual income of the same shall not exceed the sum of five hundred dollars—

[CHAPTER 67.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE EASTERN STAGE COMPANY.

[Approved June 27, 1818. Original Acts, vol. 25, p. 30; recorded Acts, vol. 21, p. 193.]

Section 1. Be it enacted by the Senate and House of Representatives in General court convened. That Samuel Larkin, William Simes, Elisha Whidden and their associates, be and they are hereby incorporated into a company and body corporate by the name of the Eastern Stage Company for the term of twenty Years from the passing of this Act: and by that name may sue and be sued, plead and be impleaded, and have a common seal which they may alter at pleasure, may choose officers, make rules and bylaws for the management and regulation of the concerns of the company consistent with the laws of this State, and generally to do and execute whatever by law appertains to bodies corporate.

Section 2^d And be it further enacted that the whole capital stock estate or property, which the said Company shall be authorised to hold shall not exceed the sum of one hundred thousand Dollars—and the proprietors may at a legal Meeting agree upon the number of Shares into which the said state shall be divided not exceeding five hundred and upon the form of certificates to be given to proprietors of their shares and upon the mode & conditions of transferring the same, which shares shall be held and considered personal property—

Section 3^d And be it further enacted that the said Samuel Larkin, William Simes, Elisha Whidden or any two of them shall have power to call the first meeting of the proprietors by advertising the same three weeks successively before the time of such meeting in some Newspaper in Portsmouth, Boston and Newbury Port—

[CHAPTER 68.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF DALTON BRIDGE

[Approved June 27, 1818. Original Acts, vol. 25, p. 31; recorded Acts, vol. 21, p. 195. Session Laws, 1815-21, p. 158. See additional act of June 28, 1823, id., 1823, Chap. 33.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Paul Cushman, Elisha Cushman, and Willard G. Cushman, and their associates and successors be and they hereby are incorporated and made a body corporate and politic by the name of the proprietors of Dalton Bridge; and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution; and they are hereby invested with all the powers and privileges which by law are incident to corporations of a similar nature.

Sec. 2. And be it further enacted that Paul Cushman and Adino N. Brackett Esq^r or either of them may call a meeting of said Proprietors to be holden at any suitable time and place within said town of Dalton in the County of Coos by posting up advertisements for that purpose in the towns of Dalton and Lancaster in said County and in the town of Littleton in the County of Grafton three weeks prior to said meeting. And the proprietors by a vote of a majority of those present or represented at said meeting accounting and allowing one vote to each share in all cases, shall choose a clerk who shall be sworn to the faithful discharge of the duties of his office and shall also agree on a method of calling future meetings, and may elect such officers and make and establish such rules and by-laws as to them shall seem necessary and convenient for the regulation and government of said corporation for carrying into effect the purposes aforesaid and for collecting the tolls hereinafter established and the same by-laws may cause to be executed and annex penalties to the breach thereof—provided said rules and by-laws are not repugnant to the constitution and laws of this State. And all representations shall be made in writing signed by the person represented, which shall be filed with the clerk; and this act and all rules by-laws and proceedings of said corporation shall be truly

recorded by the Clerk in a book or books to be kept for that purpose.

Sec. 3. And be it further enacted that the said proprietors be and they are hereby vested with an exclusive right to erect finish and keep in repair a Bridge over Connecticut river at any place they may elect northerly of the Southerly line of of said town of Dalton and the head of the fifteen miles falls so called in said County of Coos and are authorised to purchase any lands adjoining said Bridge not exceeding ten acres for the purposes of said Corporation, and the share or shares of any of said proprietors may be sold by said corporation for non payment of assessments duly made agreeably to the by laws that may be agreed on by said proprietors, and the overplus, if any, shall be truly paid over to the delinquents whose share or shares were so sold.

Sec. 4. And be it further enacted, That for the purpose of reimbursing said proprietors the money by them expended in building and supporting said Bridge a Toll be and hereby is established according to the rates following (to wit) for each foot passenger two cents; for each horse and rider or led horse, six cents; for each chaise or other carriage of pleasure with two wheels and one horse, twelve cents; for each carriage of pleasure or with passengers with four wheels and two horses, twenty cents; for the like carriage with four horses, twenty five cents; for each sleigh with one horse, eight cents; for each sleigh with two horses, twelve cents, and two cents for each additional horse; for each cart, waggon, sled or other carriage of burden drawn by one horse, six cents; for the like carriage drawn by two beasts ten cents; if drawn by more than two beasts, four cents for each additional pair of horses or yoke of oxen; for sheep and swine one cent each; for cattle and horses two cents each; and to each team one person only shall be allowed free of toll; and at all times when the toll gatherer shall not attend his duty the gate shall be left open. And said proprietors are hereby empowered to erect and fix upon and across said Bridge a Gate and appoint Toll gatherers, one or more as shall be necessary to collect and receive of and from all persons using said Bridge the rates of toll aforesaid, and to stop and detain every person from passing the same until he, she or they shall have paid toll as aforesaid.

Provided however that all persons going to and from religious worship on Sundays, and officers and soldiers who are actually ordered on Military duty, shall pass free of toll.

Sec. 5. And be it further enacted, That said Proprietors may be indicted for the defect of repairs of said Bridge, after said toll gate is erected, and while the same is kept up, and be fined in the same way and manner as towns are by law finable for suffering Bridges to be out of repair, and in case any special damage shall happen to any person or persons, or to his or their teams cattle or carriages by means of the insufficiency or want of repairs of said Bridge at any

time when the gate is kept up, the party injured or aggrieved shall recover his or their damages in an action or plea of trespass on the case, against said proprietors in any Court of competent jurisdiction

Sec. 6. And be it further enacted, that the annual meetings of said corporation shall be holden at Dalton on the first Tuesday of May annually forever, at which time they may choose all such officers as may be found necessary, who shall continue in office until others are chosen and qualified in their room; and said proprietors may assemble as often as may be found necessary for filling up any vacancies which may happen in said offices, & for transacting all other business, except the raising of money, which shall be done at the annual meetings only, at which all necessary sums shall be voted, and at which they may make and establish rules, regulations and by laws not repugnant to the constitution and laws of this State.

Sec. 7. And be it further enacted, that if the said Bridge shall not be compleated in five years from the passage of this act, or if it shall be destroyed and not rebuilt and kept in repair for the space of five years, according to the provisions herein contained, then this act and every part and clause thereof shall be null and void.

Sec. 8. And be it further enacted, That the Justices of the Superior Court of Judicature may from time to time make such alterations in the rates of toll herein established as to them shall appear just and reasonable, Provided the nett proceeds of said tolls shall not be more than twelve per centum on the original cost of building and finishing said Bridge after deducting the annual expenditures for repairing the same.

[CHAPTER 69.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
"UNITED CHRISTIAN SOCIETY."

[Approved June 27, 1818. Original Acts, vol. 25, p. 32; recorded Acts, vol. 21, p. 199.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that Stephen Dudley, Isaac Davis, Daniel Durgin Jun^r, Mayhew Palmer and their associates and successors in the towns of Alton & New Durham, in the County of Strafford, be, and they hereby are incorporated and made a body politic and corporate forever by the name of the "United Christian Society" and by that name may sue and be sued, plead and be impleaded and may prosecute and defend the same to final judgment and execution, and they are hereby vested with all the powers and privileges of corporations of a similar nature.

Sec. 2. And be it further enacted that Isaac Davis and Daniel Durgin may call the first meeting of said Society and either of them may preside until a Moderator is chosen, which meeting shall be warned by posting up notifications at some public place or places in each of said towns of Alton, New Durham, and Barnstead, specifying the object of said meeting and the particular subjects to be acted upon, fifteen days prior to said meeting, at which meeting said Society may choose a Clerk, Treasurer, Collector and such other officers as they may judge necessary, and transact any business which by this act may be done at the annual meeting, and at said meeting or any subsequent meeting may enact by-laws for the government and regulation of said society, not repugnant to the laws and Constitution of this State, nor inconsistent with this act.

Sec. 3. And be it further enacted, that said Society shall meet on the second Monday of September annually forever for the purpose of raising money, choosing officers, and transacting the business of said Corporation which officers shall be sworn to the faithful discharge of their duty and continue in office until others are chosen and sworn in their room, and all meetings after the first shall be notified and warned by the Clerk in manner aforesaid or in such other manner as the Society may determine. And said Society may assemble as often as they may think proper for the purpose of filling all vacancies which may happen in the same, and for transacting any other business except the raising of money which shall be done at the annual meeting only—And should said Society fail of holding their annual meeting the same may be revived by application to any Justice of the peace for said County signed by one sixteenth part of the members thereof, who is hereby empowered to call a meeting of the same, by a notification in writing posted up at the same place or places and containing the same information as the notifications for annual meetings of said Society do or ought to contain. And every thing done at the meeting, called as last aforesaid, shall be as binding and have the same force on all the members of said Society, as though the same were done at the annual meeting, any thing in this act to the contrary notwithstanding.

Sec. 4. And be it further enacted, that it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society the names of all persons chosen and sworn as officers of the same, to record this act and all assessments in their book of records and discharge and perform all the duties of the office according to law.

Sec. 5. And be it further enacted, that said Society may by a Committee or assessors to be chosen for that purpose assess the polls and ratable estate of the members of said Society their just and equal proportion of all sums of money which shall be voted to be raised at any legal meeting of said Society, agreeably to the inventories of the towns in which they respectively live, for the same year, which sums so assessed shall be appropriated for the support of any

gospel minister or ministers to be employed by said Society and for the purpose of building, or purchasing, and repairing any house or houses of public worship and for all necessary charges of said Society. And in assessing the polls and estates of the members of said Society the persons chosen for that purpose shall have the same power, be subject to the same restrictions, be liable to the same penalties and shall in all cases proceed and be governed by the same laws which govern Selectmen of towns in this State in assessing the polls and estates of the inhabitants of towns. And it shall be the duty of the assessors to make lists of all such assessments and to commit the same to the Collector, with a warrant under their hands & seal.—

Sec. 6. And be it further enacted that it shall be the duty of the Collector of said Society to collect all the taxes assessed and committed to him for collection and to pay over the same according to the directions to him given in his warrant, and shall have the same power to collect the taxes to him committed as the Collectors of towns in this State now by law have; and the Collector and Treasurer of the Society shall severally give bonds with sufficient sureties to said Society in a suitable sum or sums for the faithful performance of their respective duties.

Sec. 7. And be it further enacted that any person on signing his or her name to the book of records of this Society shall be considered a member thereof and shall be discharged therefrom by giving notice to the Clerk of said Society in writing, and paying his or her just proportion of all demands against the same and all sums which have been voted or assessed for the benefit of said Society—

Sec. 9. And be it further enacted, that said Society may purchase and hold or receive by donation, for the purposes aforesaid, real and personal estate, the neat income of which shall not exceed annually the sum of five hundred dollars.—

[CHAPTER 70.]

State of {
New Hampshire. }

AN ACT FOR THE PRESERVATION OF FISH IN KEZAR'S POND, AND GILE'S POND, IN THE TOWN OF SUTTON IN THE COUNTY OF HILLSBOROUGH.

[Approved June 27, 1818. Original Acts, vol. 25, p. 33; recorded Acts, vol. 21, p. 202. Session Laws, 1815-21, p. 158. Laws, 1824 ed., p. 119; id., 1830 ed., p. 253. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives in General Court convened, that from and after the passing of this act, if any person or persons shall use any siene, spear or stab, for the

purpose of catching or destroying any fish in said ponds, such person or persons so offending shall for every fish so caught or destroyed, forfeit and pay the sum of two dollars, to be recovered with cost of suit, in an action of debt, by any person who shall sue for the same, before any justice of the peace within the County of Hillsborough, one half thereof to the use of the person who may sue for the same and the other half to the use of said town of Sutton

[CHAPTER 71.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF "THE NORTHFIELD IMPROVING SOCIETY FOR THE PROMOTION OF USEFUL KNOWLEDGE."

[Approved June 27, 1818. Original Acts, vol. 25, p. 34; recorded Acts, vol. 21, p. 203.]

Be it enacted by the Senate and house of Representatives in General Court convened that Peter Wadleigh, John Kezar, John Rogers, Jonathan Clough Jr, Jeremiah Smith, James West and their associates & such as may hereafter associate with them, be and they hereby are incorporated and made a body politic by the name and stile of *the Northfield improving Society for the promotion of useful knowledge*, with continuance and succession forever, with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding five dollars for each offence, and may purchase personal estate and may make and receive subscriptions, grants and donations of the same, for the benefit of said Society, to the amount of one thousand dollars.

And be it further enacted that said Society shall assemble at said Northfield on the first Tuesday of January annually to choose all such officers as may be found necessary for the orderly conducting the affairs of said Corporation who shall continue in office until others are chosen in their room, and that said Society may assemble as often as may be found necessary for filling up any vacancies which may happen in any offices of the same, and for transacting all other business, excepting the assessing and raising of monies which shall always be done at their annual meeting and at no other time, at which meeting said Society may make rules and by-laws for the government and regulation of said Society, not inconsistent with this act nor repugnant to the Constitution and laws of this State.

And be it further enacted that Peter Wadleigh and John Kezar are hereby empowered to call the first meeting of said Society by

giving personal notice to each of the members of the Society, or posting up a notification for that purpose, at some public place in Northfield, at least fifteen days prior to the time of holding said first meeting, and the said Society may at said first meeting make such by laws and choose all such officers as they can do at their annual meeting, and may determine the manner in which all subsequent meetings shall be called.

[CHAPTER 72.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED "AN ACT TO REVIVE AND EXTEND AN ACT ENTITLED, AN ACT TO INCORPORATE EBENEZER EASTMAN, ANDREW LOVEJOY AND OTHERS, BY THE NAME OF THE PROPRIETORS OF THE HILLSBOROUGH AND STRAFFORD LOCKS AND CANAL," APPROVED DECEMBER 16, 1812—

[Approved June 27, 1818. Original Acts, vol. 25, p. 35; recorded Acts, vol. 21, p. 205. See acts referred to, dated December 16, 1812, and December 24, 1816, *ante*, pp. 179, 579.]

Whereas, in and by said additional act, a further time of one year, from and after the first day of June 1817, was allowed said Proprietors, for compleating the object of their incorporation—And whereas, it doth appear, that by reason of unforeseen circumstances, the same could not be accomplished within that period.—

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, that a further term of five years from and after the passing of this act, be allowed said Proprietors, for the purpose of accomplishing the objects specified in their original act of incorporation—

And Be it further enacted, that said act of incorporation, and every part and clause thereof, be, and the same hereby are renewed, revived and made of force, to all intents and purposes, as fully as if the same had been passed the present session, any thing therein to the contrary notwithstanding—

[CHAPTER 73.]

State of }
New Hampshire. }

AN ACT ALTERING THE JURISDICTIONAL POWERS OF THE COURTS OF LAW, IN CERTAIN CASES, AND FOR LIMITING THE RIGHT OF REVIEW.

[Approved June 29, 1818. Original Acts, vol. 25, p. 36; recorded Acts, vol. 21, p. 206. Session Laws, 1815-21, p. 162. Laws, 1824 ed., p. 179. See act of December 15, 1820, *post*. See also act of January 2, 1829, Session Laws, November, 1828, Chap. 95.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the Superior Court of Judicature shall have original and exclusive jurisdiction of all real actions, and original jurisdiction concurrent with the several Courts of Common pleas of all personal actions, wherein the sum demanded in damages shall exceed the sum of fifty dollars.

Sec. 2. And be it further enacted, that the several Courts of Common pleas shall have final and conclusive jurisdiction of all personal actions wherein the sum demanded in damages does not exceed the sum of twenty five dollars, and no other.

Sec. 3. And be it further enacted, that no action of review shall be brought after the expiration of one year from the time of rendering the judgment to be reviewed.—Saving unto any infant, feme covert, person non compos mentis, person imprisoned, in captivity, or out of the United States of America, the right of such review any time within one year after such disability shall have been removed.

Provided that no action of review shall be brought where by any particular statute in any particular case, the liberty of review shall be expressly taken away.

Sec. 4. And be it further enacted, that all acts and parts of acts heretofore passed inconsistent with this act, or any provision thereof, be and the same hereby are repealed.

Sec. 5.—And be it further enacted, that this act shall not take effect until the first day of January next.

Provided that nothing herein contained shall affect any action commenced prior to the passing of this act.

[CHAPTER 74.]

State of }
New Hampshire. }

AN ACT TO RAISE FORTY THOUSAND DOLLARS FOR THE USE OF THIS STATE

[Approved June 29, 1818. Original Acts, vol. 25, p. 37; recorded Acts, vol. 21, p. 208. Session Laws, 1815-21, p. 163.]

Be it enacted by the Senate and House of Representatives in General Court convened, That there be raised for the use of this State the sum of forty thousand dollars, which sum shall be assessed, collected and paid into the Treasury on or before the first day of December in the year of our Lord one thousand eight hundred and nineteen; and the Treasurer is hereby directed seasonably to issue his warrants to the Selectmen or Assessors of the several towns, parishes and districts within this State agreeably to the last proportion act; and the Selectmen & Assessors of the several towns, parishes and districts aforesaid, are hereby respectively required to assess and collect the sums in the Treasurer's warrants specified, and cause the same to be paid into the treasury of this State, on or before the first day of December one thousand eight hundred and nineteen, and the Treasurer shall issue extents for all taxes which may then remain unpaid

[CHAPTER 75.]

State of }
New Hampshire. }

AN ACT, TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE SALISBURY FIRE ENGINE COMPANY, NUMBER ONE.

[Approved June 29, 1818. Original Acts, vol. 25, p. 38; recorded Acts, vol. 21, p. 209.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, that Benjamin Pettingill Jun^r, Edward West, John Webster Samuel Webster, John White, Daniel Smith, Nathaniel Webster, Moses Clement, Richard Fletcher, Gorham Taylor, Israel W. Kelly, John Townsend, William Little, Enos Kendrick, Andrew Bowers, and Moses Eastman, and their associates and successors, be, and they hereby are incorporated and made a body corporate and politic forever by the name of the Salisbury fire Engine Company, Number one, and by that name may sue, and be sued, plead, and be impleaded, and shall be and hereby are vested with all the powers and privileges, which are by law incident to corporations of a similar nature.

Sec 2nd And be it further enacted that said corporation be and

hereby are authorized and empowered to purchase and hold in fee simple or otherwise in the Town of Salisbury so much real estate as may be necessary for the erection of a suitable Engine-House or building and other property or estate not exceeding the value of two thousand dollars, for purchaseing maintaining and keeping in repair a suitable engine, and apparatus for the extinguishment of fire and carrying into effect the object of said corporation.

Sec 3rd And be it further enacted, that said, Andrew Bowers, Benjamin Petingill Jun^r, Moses Eastman, John Townsend, Richard Fletcher and Israel W. Kelly, or either two of them be, and hereby are, authorised and empowered to call the first meeting of said corporation, by posting up advertisements for that purpose at two public places at least fourteen days prior to the time of holding said meeting. And the said corporation may at that or any subsequent meeting agree upon the times and places of holding future meetings and the method of calling the same, and may also elect such officers, and make and establish such rules and by-Laws, as they may think necessary and proper, for their regulation and government. Provided such rules and by-laws be not repugnant to the Constitution and Laws of the State of New-Hampshire

Provided that the members of said Company shall not be exempted from military duty untill the selectmen of said town shall give a certificate that the Engine & apparatus attached to it, as well as the house, shall be compleated and in good order; which certificate, it shall be the duty of the Selectmen to deliver to the Captain of said Engine Company.

Provided that there shall not be exempted from military duty any more than nine persons in consequence of being members of said Company, any law to the contrary notwithstanding.

[CHAPTER 76.]

State of }
New Hampshire. }

AN ACT REQUIRING CERTAIN OFFICERS TO FILE CERTIFICATES OF THEIR AGE IN THE SECRETARY'S OFFICE.

[Approved June 29, 1818. Original Acts, vol. 25, p. 39; recorded Acts, vol. 21, p. 211. Session Laws 1815-21, p. 163. Laws, 1824 ed., p. 37; id., 1830 ed., p. 44. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Whereas it is provided by the constitution, that no person shall hold the office of Judge of any Court, Judge of Probate or Sheriff of any County, after he has attained the age of seventy years, and whereas this provision of the constitution has in certain cases been disregarded,

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, That no person hereafter to be appointed to the office of Judge of any Court, Judge of Probate, or Sheriff of any County, shall hold said appointment or exercise any act, or receive any salary, fee or emolument in consequence thereof, until he shall have deposited in the office of the Secretary of this State, an attested copy of the record of the time of his birth, from the town Clerk of the town where such person may have been born, or, in default of the same, an affidavit, by him subscribed and sworn to, stating, according to the best of his knowledge and belief, the place of his birth, and his age at the time of such appointment.

[CHAPTER 77.]

State of }
New Hampshire. }

AN ACT, IN AMENDMENT OF AN ACT, ENTITLED "AN ACT FOR TAXING THE LANDS AND BUILDINGS OF NONRESIDENTS.

[Approved June 29, 1818. Original Acts, vol. 25, p. 40; recorded Acts, vol. 21, p. 212. Session Laws, 1815-21, p. 164. Laws, 1824 ed., p. 21. The act referred to is dated December 10, 1796, Laws of New Hampshire, vol. 7, p. 909.]

Be it enacted by the Senate and House of Representatives in General Court convened, That nonresident owners, taxed agreeably to the provisions of said act, and paying such tax in labour, shall have liberty to pay the same in labour as aforesaid, at the same rate per hour or day, as resident owners shall, at the time of paying such tax, have in the several towns and places in this State, any law custom or usage to the contrary notwithstanding.

[CHAPTER 78.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT FOR THE REGULATING FEES; PASSED THE SIXTEENTH DAY OF DECEMBER 1796.

[Approved June 29, 1818. Original Acts, vol. 25, p. 41; recorded Acts, vol. 21, p. 213. Session Laws, 1815-21, p. 164. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 381. Repealed by act of December 23, 1820, *post.*]

Be it enacted by the Senate & House of Representatives in General Court convened, That the fees for the entry of all personal actions, at the Superior Court, originally commenced for entry at said Court, excepting actions of review and of Sciri-facias, shall be

the same as are by Law to be paid for entries of actions at the Court of Common Pleas, fifteen cents of which sum shall be retained by the Clerk of said Superior Court, and the residue thereof paid into the County Treasury for the use of the County where such Court shall be holden.

[CHAPTER 79.]

State of }
New Hampshire. }

AN ACT TO EXEMPT CERTAIN PERSONS BELONGING TO THE NEW HAMPSHIRE IRON MANUFACTORY, FROM MILITARY DUTY.

[Approved June 29, 1818. Original Acts, vol. 25, p. 42; recorded Acts, vol. 21, p. 214. Session Laws, 1815-21, p. 165. See act of December 21, 1805, Laws of New Hampshire, vol. 7, p. 440. See additional act of June 29, 1819, *post.*]

Section 1. Be it enacted by the Senate and house of Representatives in General Court convened, that all such persons as are actually employed as Furnace men in the New Hampshire Iron Manufactory in Franconia in the County of Grafton in said State, be and they hereby are exempted from military duty, during such time as said Furnace may be in blast, and no longer.

Section 2. And be it further enacted, that a certificate, signed by a majority of the Select men of said Franconia for the time being, certifying that the person, or persons named therein, are actually employed as Furnace men as aforesaid, and that said Furnace is in blast, shall be deemed and taken as sufficient evidence of the exemption of such person or persons from military duty as aforesaid.

[CHAPTER 80.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT FOR ARRANGING, FORMING AND REGULATING THE MILITIA WITHIN THIS STATE, AND FOR REPEALING ALL LAWS HERETOFORE MADE FOR THAT PURPOSE, PASSED DECEMBER^R 22^D 1808

[Approved June 30, 1818. Original Acts, vol. 25, p. 43; recorded Acts, vol. 21, p. 215. Session Laws, 1815-21, p. 167. The act referred to is printed in Laws of New Hampshire, vol. 7, p. 753.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the commanding Officer of each company of Militia in this State shall make or cause to be

made, an accurate return of his company to the commanding Officer of the regiment to which he belongs, before the first day of August annually, and in case of neglecting so to do, he Shall pay a fine of ten Dollars; that the commanding Officer of each regiment shall cause to be made an accurate return of his regiment and according to the returns furnished him by the commanding Officers of the several companies composing his regiment, to the Brigade Major before the first day of September annually, on penalty of paying a fine of thirty Dollars for neglecting so to do; and that each Brigade Major, shall make to the Adjutant General a return of his Brigade before the first day of October annually and for neglecting so to do shall pay a fine of thirty Dollars.

Sec. 2. And be it further Enacted that every fine arising from any breach of this act, may be recovered by bill, plaint, or information, in any court proper to try the same.

Sec. 3. And be it further Enacted that all fines recovered as aforesaid of commanding Officers of companies, shall within thirty days after the recovery of the same be delivered to the commanding Officers of their respective regiments to be appropriated for the benefit of music in the company of any Officer from whom the same may be recovered; that all fines recovered of commanding Officers of regiments and Brigade Majors for neglect as aforesaid, shall within ninety days after the recovery of the same, be delivered to the Adjutant General, who shall annually account to the State, for all fines so received.

Sec. 4. And be it further Enacted that so much of the sixth, and twenty fourth sections of the act of which this is in amendment, as requires Officers to reside within the limits of their respective commands, be so far repealed as respects Towns which now do, or hereafter may constitute one entire regiment, provided however, that the Officers belonging to such regiment shall reside within the limits of the same.

[CHAPTER 81.]

State of }
New Hampshire. }

AN ACT REQUIRING THE ATTORNEY GENERAL, THE SOLICITORS OF THE SEVERAL COUNTIES, AND THE CLERKS OF THE SEVERAL COURTS IN THIS STATE TO GIVE BONDS

[Approved June 30, 1818. Original Acts, vol. 25, p. 44; recorded Acts, vol. 21, p. 216. Session Laws, 1815-21, p. 168. Laws, 1824 ed., p. 38; id., 1830 ed., p. 72. See act of July 3, 1860, recorded Acts, vol. 52, p. 39. Repealed by act of December 23, 1842. See Revised Statutes (1842) Chap. 230.]

Section 1st Be it enacted by the Senate and House of Representatives, in General Court convened, That any Attorney General

of this State, who may hereafter be appointed, shall give Bond with sufficient sureties, to be approved by one or more of the Judges of the Superior Court, in the penal sum of Five-thousand dollars, made payable to the State of [New Hampshire] and conditioned to account for, and pay over, all monies by him received as Attorney General, to the State, County, or individuals to whom the same by Law, belongs, which bond shall be lodged with the Secretary of State—

Section. 2nd And be it further enacted, that each and every Solicitor of any County in this State, who may hereafter be appointed shall give Bond, with Two or more sureties, to be approved by one or more of the Judges of the Court of Common Pleas, for the County in which he is or shall be commissioned, in the penal sum of One thousand dollars, made payable to the State of New-hampshire, and conditioned for the faithfull discharge of the duties of his said Office and the payment of all monies, by him received as Solicitor, to the State, County or Individuals, as the law directs, which Bond shall be lodged with the Secretary of State.

Section 3rd And be it further enacted. That the Attorney General shall render an account Annually on or before the first day of June to the State Treasurer of all monies by him received for the State, and that the Attorney General & Solicitors, shall on or before the first day of June annually render to the county Treasurers of the County for whose use they may have rec^d any monies an account of all the monies they may have so received—

Section 4th And be it further enacted. That each and every Clerk of the Superior Court and of the several Courts of Common Pleas in this State, that may hereafter be appointed, shall before he enters upon the duties of his said Office give Bond to the Treasurer of the County to which he belongs, and his successor in Office in the penal sum of Five-thousand Dollars, with two or more sufficient sureties to be approved of by one or more of the Judges of the Court of which he is Clerk conditioned for the faithfull discharge of the duties of his said office, and the payment of all monies by him received as Clerk to the State, County, or individuals as the law directs and for the safe keeping and immediate delivery of all the records, files, and papers belonging to his said office immediately upon his leaving his said Office

Section. 5th And be it further enacted. That it is and shall be the duty of each and every of the Clerks of the several Courts aforesaid who is already appointed to give Bond in the manner prescribed by the last preceeding section of this Act at and during the first session of the Court of which he is Clerk that shall be holden after the passing of this Act—

Section. 6th And be it further enacted. That the Attorney General already appointed shall at the first term of the Superior Court of Judicature next to be holden in the County of Rockingham, give

bonds as is herein provided for Attorney Generals, who may hereafter be appointed—and that the Solicitors of the several Counties already appointed shall at the first term of the Court of Commonpleas next to be holden in the several counties give Bonds as is herein Provided for Solicitors who may hereafter be appointed—

[CHAPTER 82.]

State of }
New Hampshire. }

AN ACT FOR THE RELIEF OF POOR DEBTORS AND FOR REGULATING APPEALS FROM JUDGMENTS OF JUSTICES OF THE PEACE

[Approved June 30, 1818. Original Acts, vol. 25, p. 45; recorded Acts, vol. 21, p. 219. Session Laws, 1815-21, p. 170. Laws, 1824 ed., p. 22. See additional act of July 1, 1819, *post*. See also act of July 2, 1855, recorded Acts, vol. 47, p. 155.]

Sect 1st Be it enacted by the Senate & house of representatives in general court convened that no person shall be committed to gaol or be liable to be imprisoned on any execution issued on any judgment founded on contract made or entered into after the first day of January next unless the original debt or damage in such process or execution shall exceed the sum of thirteen dollars & thirty three cents and it shall be the duty of the Clerk of the court or Justice of the Peace who may issue execution upon any Judgment founded upon contract the amount of which judgment exclusive of costs does not exceed the sum of thirteen dollars thirty three cents so to vary the form of such execution as that the same shall not run against the body of such debtor

Sect 2nd And be it further enacted that if any plaintiff in any civil suit founded on contract shall appeal from the Judgment of a Justice of the Peace and shall not at the Court appealed to recover damages to a greater amount than the Justice awarded the defendant shall recover his costs on such appeal and if a defendant in any civil suit founded on contract shall appeal from the Judgment of a Justice of the peace an appeal shall not be granted by such Justice unless such defendant so claiming an appeal shall enter into a recognizance to the plaintiff with sufficient surity or sureties in such sum as such justice shall direct not exceeding twenty dollars conditioned that such defendant shall pay to the plaintiff all such costs as the plaintiff shall recover against him in such suit.—

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1818, June 18.

Resolved that the Workmen employed in building the State house, be exempted from Military duty while they shall be so employed, and that a certificate from either of the State house Committee of this fact shall be sufficient evidence thereof

[House Journal, 1818, p. 171. Senate Journal, 1818, p. 249.]

1818, June 19.

Resolved, That the Trustees of Dartmouth University by their Treasurer receive from the Treasurer of this State by loan the sum of four thousand Dollars and that the Treasurer receive of said Trustees in their Corporate Capacity security therefor payable in one year with interest; and the Governor is hereby authorized to draw on the Treasury for that amount.

[House Journal, 1818, p. 239. Senate Journal, 1818, p. 288.]

1818, June 19.

Whereas the American Antiquarian Society is desirous of collecting and preserving in one place, for the benefit of future ages, copies of all the public records of our common Country, and also of each of the United States, and has requested of the Legislature of this State a copy of the Statute-laws thereof, and of the Journals of the proceedings of the Legislature.

Therefore, for the due incouragement of the American Antiquarian Society, and to aid that Society in the attainment of an object so important:

Resolved, That a Copy of the Statute laws and of the Journals of the proceedings of the Legislature hereafter published be granted to said Society, and that the Secretary of this State forward from time to time to such person in the town of Boston, as said Society may appoint, one Copy of all such Statutes and Journals as soon as convenient after their publication; and that he communicate to said Society a Copy of the foregoing Resolve.

[House Journal, 1818, p. 255. Senate Journal, 1818, p. 259.]

1818, June 22.

Resolved that it shall be the duty of the Adjutant General in future to attend where the Legislature shall hold their June session on the second Tuesday of the session for the purpose of paying over to the Colonels or Commanding officers of the several Regiments in the militia of this State, or their order, the sum of two dollars for each & every company composing such regiments as required by the resolve of June 22^d 1816.

[House Journal, 1818, p. 314. Senate Journal, 1818, p. 350.]

1818, June 22.

Whereas certain persons have petitioned the Legislature for grants of unlocated lands belonging to the State in and adjoining the south eastern section of the County of Coos, and there being no satisfactory evidence before the Legislature as to the situation or value of said lands—Therefore—Resolved by the Senate and House of Representatives of the State of New Hampshire in General Court convened, that the Honourable Obed Hall of Bartlett be and he hereby is appointed an Agent on the part of the State to receive proposals for the purchase of lands belonging to the same in and adjoining the section aforesaid; To examine and survey said lands if necessary, at the expense of the applicants, and to report to the Legislature at their Session next following such application the situation and extent of any tract or parcel of land prayed for, with the value in his opinion, and such other information as may be necessary to form a correct opinion as to the propriety of disposing of the same.

And it is hereby further resolved that the resolve passed June 16th 1817 appointing Richard Odell Esq^r agent for the above purpose be and the same is hereby repealed

[House Journal, 1818, p. 321. Senate Journal, 1818, p. 361.]

1818, June 24.

Resolved by the Senate and House of Representatives in General Court convened that the Agricultural Societies, in the Counties of Rockingham and Cheshire, have and receive out of the Treasury of this State the sum of two hundred Dollars, each, and that the Agricultural Societies in the Counties of Strafford, Hillsborough and Grafton have and receive out of the Treasury of this State the sum of two hundred Dollars, each, as soon as they are organized under their Acts of Incorporation, Provided, such Societies shall organize before the next Session of the Legislature, and the Treasurer is directed to pay the same to the Treasurers of said Societies; which is to be inclusive of the Grant made by the Legislature at their last Session to Societies not then incorporated

[House Journal, 1818, p. 220. Senate Journal, 1818, p. 250.]

1818, June 27.

Whereas by a Resolve of the General Court passed the twenty sixth day of December A. D. 1805, the township of land, Numbered Two, lying easterly of and to Columbia, Colebrook and Stewartstown, and bounded and described as in and by said resolve may appear, was granted to Timothy Dix Esqr. his heirs and assigns, in fee simple, forever, on condition, among other things, that the said Dix should, within five years from the passing of said resolve, make and effect Thirty actual Settlements within the limits of said Township.

And whereas it doth appear reasonable that said condition should be discharged—Therefore,

Resolved, that the above recited condition be, and the same hereby is discharged and annulled, and that the heirs and assigns of the said Timothy Dix, shall & may hold and enjoy the said granted township as fully, unconditionally and absolutely, to all intents and purposes, as if the said condition had not been expressed or contained in the aforesaid Resolve—
[House Journal, 1818, p. 480. Senate Journal, 1818, p. 498.]

1818, June 27.

Resolved, That the Secretary be directed to collect the books and maps belonging to the State of New-Hampshire, and deposit the same in the room on the third floor, in the Southwest Corner of the new State House—and prepare suitable shelves for the reception before the next Session of the Legislature.

[House Journal, 1818, p. 486. Senate Journal, 1818, p. 507.]

1818, June 29.

Resolved, that the Treasurer of this state convey to Josiah Gillis of Merrimack in the County of Hillsborough, and Moses Foss Jun^r of Thornton in the County of Grafton, the following described tract of land, containing thirty three thousand two hundred and seventy two acres, lying and bounded as follows—viz—Beginning at the North west corner of the town of Sandwich, thence east on said Sandwich north line, seven hundred and sixty two chains and fifty links, to a stone standing on the west line of the town of Burton, marked S & B. thence north on said Burton West line, four hundred and eighteen chains to a spruce tree marked—thence west, seven hundred and ninety chains and fifty links to the north east corner of a piece of land granted by the State of New Hampshire to John Raymond, which corner is on the Southerly line of a piece of land granted by said State to Hatch and Cleaves—then south eighteen degrees east, one hundred and twenty eight chains to a spruce tree marked—then south seventy two degrees west, eighty chains, to the easterly line of Thornton—thence south ten degrees east, on said Thornton line, three hundred and seventy six chains to the northeast corner of the town of Campton, adjoining the West line of Sandwich—thence north on said Sandwich west line ninety five chains to the bound begun at—and that said conveyance be made, whenever the said Gillis and Foss shall pay into the Treasury, the sum of one thousand, six hundred & sixty three dollars and sixty cents, or shall give to the Treasurer, satisfactory security for the payment of the same, with interest, in three years from the passing of this Resolve, provided that the said Gillis & Foss shall make payment, or give security as aforesaid, before the first day of the next session of the General Court—

[House Journal, 1818, p. 504. Senate Journal, 1818, p. 531.]

1818, June 29.

Resolved, That the sum of sixteen thousand, five hundred dollars, be and it is hereby appropriated toward the erection and completion of the state house in the Town of Concord, and for the building of necessary outhouses. And his Excellency, the Governor, is hereby authorised, by warrant on the treasurer, to draw said sum from the treasury, at such times, & in such sums, as the committee to superintend the building of said state house may consider necessary. And the sums aforesaid drawn from the Treasury as aforesaid, shall be delivered to said committee, for the purposes aforesaid.

[House Journal, 1818 (printed copy), p. 323. Senate Journal, 1818, p. 533.]

1818, June 29.

Resolved, That the sum of eight hundred and seventy five dollars be, and it is hereby appropriated toward the purchasing of suitable furniture for the State house erecting in the town of Concord. And his Excellency, The Governor, is hereby authorised, by warrant on the treasurer, to draw said sum from the treasury, at such times, and in such sums, as the Committee to superintend the building of state house may consider necessary. And the sums aforesaid, drawn from the Treasury as aforesaid, shall be delivered to said committee, for the purpose aforesaid.

[House Journal, 1818, p. 530. Senate Journal, 1818, p. 534.]

1818, June 30.

Whereas the General Assembly of the State of New-Jersey hath proposed an amendment to the Constitution of the United States in the following words, to wit.

“That for the purpose of choosing Representatives in the Congress of the United States, each State shall by its Legislature be divided into a number of districts equal to the number of Representatives to which such state may be entitled—The districts shall be formed of contiguous territory and contain as nearly as may be an equal number of inhabitants entitled by the Constitution to be represented. In each district the qualified voters shall elect one Representative and no more. That for the purpose of appointing Electors for the President and Vice-President of the United States in each district entitled to elect a Representative in the Congress of the United States, the persons qualified to vote for Representatives, shall appoint one Elector and no more. The additional two Electors to which each State is entitled shall be appointed in such manner as the Legislature thereof may direct. The Electors when convened shall have power in case any of them appointed as above prescribed shall fail to attend, for the purposes of their said appointment, on the day prescribed for giving their votes for President and Vice-President of the United States, to appoint another or others to act in the place of him or them so failing to attend. Neither the districts for choosing Representa-

tives nor those for appointing Electors shall be altered in any state until a census and apportionment of Representatives under it subsequent to the division of the states into districts shall be made. The division of states into districts hereby provided for, shall take place immediately after this amendment shall be adopted, and ratified as a part of the Constitution of the United States; and successively immediately afterwards whenever a census and apportionment of Representatives under it shall be made. The division of each state into districts for the purposes both of choosing Representatives and of appointing Electors, shall be altered agreeable to the provisions of this amendment, and on no other occasion."

Resolved that our Senators in the Congress of the United States, be instructed, and our Representatives requested to endeavour to obtain the said amendment to the Constitution of the United States.

Resolved, This his Excellency the Governor of this State, be requested to forward a copy of the preceding resolution to each of our Senators and Representatives in the Congress of the United States, and also to the Governors of the several states, with a request that the same may be laid before their respective Legislatures for their consideration and adoption.

[House Journal, 1818 (printed copy), p. 330. Senate Journal, 1818, p. 490.]

[TWENTY-EIGHTH GENERAL COURT.]

[*Held at Concord, One Session, June 2, 1819, to July 2, 1819.*]

[OFFICERS OF THE GOVERNMENT.]

SAMUEL BELL, GOVERNOR.

SAMUEL SPARHAWK, SECRETARY OF STATE.

RICHARD BARTLETT, DEPUTY SECRETARY OF STATE.

WILLIAM PICKERING, TREASURER.

GEORGE SULLIVAN, ATTORNEY GENERAL.

JONATHAN HARVEY, PRESIDENT OF THE SENATE.

MATTHEW HARVEY, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

John Bell, Jr.,	Chester.
John M. Page,	Tamworth.
Richard H. Ayer,	Dunbarton.
Aaron Matson,	Stoddard.
John French,	Landaff.

[MEMBERS OF THE SENATE.]

George Long,	Portsmouth.
John Brodhead,	Newmarket.
James Parker,	Litchfield.
John McClary,	Epsom.
Amos Cogswell,	Dover.
Daniel C. Atkinson,	Sanbornton.
Benjamin Poole,	Hollis.
Jonathan Harvey,	Sutton.
John Wood,	Keene.
Uriah Wilcox,	Newport.
John Durkee,	Hanover.
Dan Young,	Lisbon.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Joseph F. Foster.
Atkinson and }	Samuel N. Little.
Plaistow, }	
Bow,	Samuel Clement.
Brentwood,	John S. Dudley.

Candia,
Canterbury,
Chester,

Chichester,
Concord,

Deerfield,

Epping,
Epsom,
Exeter,
Greenland,
Hampstead,
Hampton,
Hampton Falls,
Hawke and }
Sandown, }
Londonderry,

Loudon,
Newcastle,
Newington,
Newmarket,
Newton,
Northfield,
North Hampton,
Northwood,
Nottingham,
Pelham,
Pembroke,
Pittsfield,
Poplin,
Portsmouth,

Raymond,
Rye,
Salem,
Seabrook,
South Hampton and }
East Kingston, }
Stratham,
Windham,

Moses Bean.
Ezekiel Morrill.
John Folsom.
Charles Goss.
Joshua Lane.
Abiel Walker.
Nathan Ballard, Jr.
Thomas Robinson.
Jacob Freese.
Joseph Edgerly.
Hanover Dickey.
Joseph Tilton, Jr.
Ebenezer Johnson.
Jacob Kimball.
Edmund Toppan.
Jeremiah Blake.
Jonathan French.
John Fisher.
Peter Patterson.
Jonathan Clough.
Nathan Priest.
Paul Rollins.
Jeremiah Mead.
Eli Hoyt.
Charles Glidden.
Benjamin Leavitt.
Ebenezer Coe.
Bradbury Bartlett.
Samuel M. Richardson.
Boswell Stevens.
William Butters.
Isaiah Lane.
John Davenport.
Ichabod Bartlett.
Enoch G. Parrott.
Hunking Penhallow.
John Pitman.
Joseph Fogg.
Amos S. Parsons.
Israel Woodbury.
Jabez Eaton.
Richard French.
James Lane.
Samuel Armor.

STRAFFORD COUNTY.

Alton,	Eleazer Davis.
Barnstead,	William Walker, Jr.
Barrington,	Isaac Daniels.
	Job Otis.
	Azariah Walker.
Brookfield and } Middleton, }	Ichabod Richards.
Conway,	James Willey.
Dover,	Andrew Pierce.
	Nathaniel W. Ela.
Durham,	Daniel Mathes.
Eaton,	John March.
Effingham and } Ossipee Gore, }	Joseph Drake.
Farmington,	Thomas Plumer.
Gilford,	Dudley Ladd.
Gilmanton,	Daniel Gale, 2d.
	Pearson Cogswell.
Lee,	Daniel Ladd.
Madbury,	Nathaniel Hayes.
Meredith,	Ebenezer Pitman.
Milton,	Theodore C. Lyman.
Moultonborough,	Benning M. Bean.
New Durham,	Samuel Willey.
New Hampton and } Center Harbor, }	Thomas Perkins.
Ossipee,	John Burleigh.
Rochester,	Hatevil Knight.
	William Barker.
Sanbornton,	Stephen Gale.
	Nathan Taylor.
Sandwich,	Daniel Hoyt.
	Lewis Burleigh.
Somersworth,	Andrew Rollins.
Tamworth,	Ford Whitman.
Tuftonboro,	John Piper, Jr.
Wakefield,	Joshua G. Hall.
Wolfeboro,	Jonathan Blake.

HILLSBOROUGH COUNTY.

Amherst,	Edmund Parker.
Antrim,	Jacob Whittemore.
Bedford,	Josiah Gordon.
Boscawen,	Isaac Chandler.

Brookline,
 Bradford,
 Deering,
 Dunbarton,
 Dunstable,
 Fishersfield,
 Francestown,
 Goffstown,
 Greenfield,
 Hancock,
 Henniker,
 Hillsborough,
 Hollis,
 Hopkinton,

 Litchfield,
 Lyndeborough,
 Manchester,
 Mason,
 Merrimack,
 Milford,
 Mont Vernon,
 New Boston,
 New Ipswich,
 New London,
 Nottingham West,
 Peterborough,
 Salisbury,
 Sutton,
 Temple,
 Warner,
 Weare,

 Wilmot,
 Wilton,
 Windsor and
 Society Land, }

George Daniels.
 John Smith.
 Matthew Forsaith.
 Warren Story.
 Jesse Bowers.
 John Baker.
 Titus Brown.
 John Pattee.
 William Whittemore.
 Thatcher Bradford.
 Moses Brown.
 James Wilson.
 Nathan Thayer.
 Matthew Harvey.
 Thomas W. Colby.
 Simeon McQuesten.
 Timothy Putnam.
 John G. Moor.
 Josiah Winship.
 Aaron Gage, Jr.
 William Lovejoy.
 Ezekiel Upton.
 Joseph Cochran, Jr.
 Charles Barrett.
 Daniel Woodbury.
 Thomas B. Wason.
 Hugh Miller.
 Israel W. Kelley.
 Moses Hill.
 Archelaus Cummings.
 Benjamin Evans.
 Hezekiah D. Buzzell.
 Samuel Eaton.
 Eliphalet Gay.
 John Stevens.

 Nehemiah Jones.

CHESHIRE COUNTY.

Acworth,
 Alstead,
 Charlestown,
 Claremont,

 Chesterfield,

 Cornish,

Ithiel Silsby.
 Azel Hatch.
 Henry Hubbard.
 Isaac Hubbard.
 David Dexter.
 John Kneeland.
 Benjamin Cook.
 Newton Whittlesey.

Croydon,	Stephen Eastman.
Dublin,	Moses Marshall.
Fitzwilliam,	Jonas Robeson.
Goshen and }	
Wendell, }	John Currier.
Grantham,	Uzziel Hayward.
Hinsdale,	Obed Slate.
Jaffrey,	Adonijah Howe.
Keene,	Dan Hough.
Langdon,	Benjamin Palmer.
Lempster,	Harris Bingham.
Marlborough,	Levi Gates.
Marlow,	Thomas P. Richardson.
Nelson,	Stephen Harrington.
Newport,	William Cheney.
Plainfield,	William Cutler.
Richmond,	Jonathan Atherton.
Rindge,	Samuel L. Wilder.
Roxbury,	John Newcomb.
Springfield,	John Quimby.
Sullivan,	Elijah Frost.
Surry and }	
Gilsum, }	John Hammond.
Swanzey,	Elijah Carpenter.
Troy,	Daniel W. Farrar.
Unity,	Jacob Perkins.
Walpole,	Josiah Bellows, 3rd.
Winchester,	George Ripley.

GRAFTON COUNTY.

Alexandria and }	David Severance.
Danbury, }	James Hutchins.
Bath,	
Bethlehem, }	Paul Cushman.
Dalton and }	
Whitefield, }	James Minot.
Bridgewater,	Moses Baker.
Campton,	Moses Dole.
Canaan,	Timothy Taylor.
Concord (Lisbon),	
Dorchester, }	Nathaniel Whittier.
Orange and }	
Dame's Gore, }	Joseph Merrill.
Enfield,	Merrill W. Hoyt.
Grafton,	
Groton and }	Thomas Page.
Hebron, }	

Hanover,	Mills Olcott.
Haverhill,	Augustus Storrs.
Holderness,	John Page, Jr.
Lebanon,	Benjamin Burley.
Lincoln and } Franconia, }	David Hough.
Littleton,	Simon Tuttle.
Lyman,	William Brackett.
Lyme,	Joseph A. Merrill.
New Chester,	Jacob Turner.
Orford,	William W. Sargent.
Peeling and } Ellsworth, }	James Dayton.
Piermont,	Stephen Avery.
Plymouth,	Richard Jenness.
Rumney,	William Webster.
Thornton,	Jonathan Blodgett.
Warren and } Coventry, }	Enoch Colby.
Wentworth,	Joseph Patch, Jr.
	Thomas Whipple, Jr.

COOS COUNTY.

Bartlett and } Adams, }	Jonathan Meserve.
Chatham and } Burton, }	David Allen.
Columbia, } Colebrook, }	
Shelburne, } Stewartstown and }	Samuel Pratt.
Errol, }	
Lancaster, } Jefferson and }	Adino N. Brackett.
Bretton Woods, }	
Northumberland, } Piercy and }	Nathan Baldwin.
Stratford, }	

[*First Session, Held at Concord, June 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 28, 29, 30; July 1, 2, 1819.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT IN ADDITION TO AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE NEW HAMPSHIRE IRON FACTORY COMPANY."

[Approved June 11, 1819. Original Acts, vol. 25, p. 46; recorded Acts, vol. 21, p. 221. The act referred to is dated June 18, 1810, Laws of New Hampshire, vol. 7, p. 868. See act of incorporation, dated December 21, 1805, id., p. 440.]

Whereas the Legislature of the State of New Hampshire in and by an act passed the 18th day of June A.D. 1810, did exempt the forges, furnaces, machinery, lands & tenements, together with the capital stock of the New Hampshire Iron Factory Company from taxation for the term of ten years, except in certain cases, which term is now nearly expiring; with a view to the further encouragement of said Company in their laudable & very expensive undertaking—

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the Capital Stock of said Company, the Forges, Furnaces, and Machinery which said Company have erected & now own, or may hereafter erect and own, together with the lands and tenements *now owned* by said company, (except their Tavern house in Franconia; their farm called the Kendal farm, in Lincoln; their farm called the Priest farm in Concord; the Whitcomb farm in Landaff and their lands in Bath) be and the same hereby are exempted from taxation for the term of ten years from and after the eighteenth day of June A.D. eighteen hundred and twenty.—Provided nevertheless, the lands of said Company shall be liable to all taxes for the support of schools, and the repair of highways & bridges—and provided also, the said exemption shall cease whenever the said Company shall discontinue, for one year, to manufacture Iron at the Factory aforesaid—

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A CONGREGATIONAL SOCIETY IN PLYMOUTH.

[Approved June 15, 1819. Original Acts, vol. 25, p. 47; recorded Acts, vol. 21, p. 222.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Asa Robbins, Ebenezer Bartlett Jun^r, Moore Russell, David Webster Jun^r, Thomas Cook, Moses George and William Webster, and their associates and successors, be and they hereby are incorporated and made a body politic and corporate forever, by the name of the Congregational Society in Plymouth, and by that name may sue and be sued, may plead and be impleaded, and may prosecute and defend the same to final judgment and execution; and they are hereby vested with all the powers and privileges of corporations of a similar nature.

Sec. 2. And be it further enacted, that Asa Robbins and Ebenezer Bartlett Jun may call the first meeting of said Society, & either of them may preside until a Moderator is chosen, which meeting shall be warned by posting up a notification at the meetinghouse in Plymouth, specifying the objects to be acted upon, fifteen days prior to said meeting; at which meeting said Society may choose a Clerk, three wardens, a Treasurer, Collector and all such other officers as they may judge necessary, and transact any business which by this act may be done at the annual meeting; and at said meeting or any subsequent meeting, may enact bylaws for the government and regulation of said Society, not repugnant to the laws of this State, or inconsistent with this act.

Sec. 3. And be it further enacted, that said Society shall meet on the first Wednesday after the Second Tuesday of March annually forever, for the purpose of raising money, choosing officers, and transacting the business of said Society; which officers shall be sworn to the faithful discharge of their duty, and shall continue in office until others are chosen and sworn in their room; and all meetings, after the first, shall be notified by the wardens in the same way and manner as town meetings are now by law notified. And said Society may meet as often as they shall think proper, for the purpose of filling vacancies which may happen in the same, and for transacting any other business, except the raising of money, which shall be done at the annual meeting and at no other time.

Sec. 4. And be it further enacted, that it shall be the duty of the Clerk truly to record all votes passed at any meeting of said Society, the names of all persons chosen & sworn as officers of the

same; this act and all assessments in their book of records, and to discharge and perform all the duties of the office according to law.

Sec. 5. And be it further enacted, that it shall be the duty of the Wardens to assess the polls and ratable estate of the members of said Society their just and equal proportion of all sums of money, which shall be voted to be raised at any legal meeting of said Society, agreeably to the inventory of the town for the same year, which sum, so assessed shall be appropriated to the support and maintenance of any gospel minister or ministers, who may hereafter be elected and employed by said Society; and for the purpose of building and repairing any house or houses of public worship, and for all necessary charges of said Society. And the wardens in assessing the polls and estates of the members of said Society shall have the same power, be subject to the same restrictions, and liable to the same penalties, and shall, in all cases, proceed and be governed by the same laws, which govern selectmen of towns in this State in assessing the polls and estates of the inhabitants of towns. And it shall be the duty of the Wardens of said Society to make lists of all such assessments under their hands and to commit the same to the Collector with a warrant under their hands and seal.

Sec. 6. And be it further enacted, that it shall be the duty of the Collector of said Society to collect all the taxes assessed and committed to him for collection, and to pay over the same according to the directions to him given in his warrant; and he shall have the same power to collect the taxes to him committed, as the collectors of towns in this State by law have.

Sec. 7. And be it further enacted, that any person on signing his or her name, to the book of records of this Society, shall be considered a member thereof; and shall be discharged therefrom by giving notice to the Clerk of said Society in writing and paying his or her just proportion of all demands against the same, and all sums which shall have been voted or assessed for the benefit of said Society.

Sec. 8. And be it further enacted, that said Society shall have a right to occupy and improve their just proportion of lands, in said town of Plymouth, which were reserved for the use of the ministry, and which have not been heretofore legally disposed of.

Sec. 9. And be it further enacted, that said Society may purchase and receive by donation, and hold real and personal estate, sufficient for carrying into effect the purposes aforesaid, provided the same shall not exceed the value of five thousand dollars, or one thousand dollars annual income.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE FRANK GILBERT TO ASSUME THE NAME OF CHARLES GILBERT.

[Approved June 15, 1819. Original Acts, vol. 25, p. 48; recorded Acts, vol. 21, p. 226.]

Be it enacted by the Senate and House of Representatives, in general court convened, that Frank Gilbert, of Marlborough in the County of Cheshire, may have and assume the name of Charles, and hereafter may be called and known by the name of Charles Gilbert.—

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JABEZ CROKER, CHARLES GOSS LEMUEL W. BLAKE AND OTHERS BY THE NAME OF THE CHESTER MUSICAL SOCIETY.

[Approved June 15, 1819. Original Acts, vol. 25, p. 49; recorded Acts, vol. 21, p. 226.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that the said Jabez Croker, Charles Goss and Lemuel W Blake, and their associates, and all such as may hereafter become members of said Society, be and they hereby are incorporated into a body politic and corporate by the name of the Chester Musical Society, to have continuation and succession forever, and in that name may sue and be sued, plead and be impleaded in all personal Actions, and may prosecute and defend the same to final judgement and Execution, and they are hereby vested with all the powers and privileges incident to Corporations of a similar nature, and may enjoin penalties of disfranchisement or fine not exceeding three dollars for each offence, to be recovered by said Society in an Action of debt, to their use and benefit, in any Court proper to try the same, and they may purchase and receive subscriptions, grants and donations of personal Estate not exceeding one thousand dollars for the purpose and use of said Society.

Sec. 2. And be it further enacted, that the members of said Society, be, and they hereby are authorised and empowered to assemble at said Chester on the first tuesday of October annually, to

choose all such Officers as may be found necessary for conducting the affairs of said Society, who shall continue in Office, untill others are chosen in their room.

Sec. 3 And be it further enacted, that the members of said Society may assemble as often as may be found necessary for the filling up any vacancies, which may happen in said Offices, and for transacting all other business, except the raising of monies, which shall allways be done at their annual meeting and at no other time, at which meetings they shall vote all necessary sums for defraying incidental expences, for preserving the Books and Musical Instruments belonging to said Society, and for enlarging the same; and the members of said Society shall have power to make such Rules. Regulations and By Laws for the government of their Society as may from time to time be found necessary; provided the same be not repugnant to the Constitution and laws of this State.

Sec. 4. And be it further enacted, that the beforenamed Jabez Croker and Charles Goss, or either of them, are hereby authorised and empowered to call the first meeting of said Society, at such time and place as they may appoint, by posting up a notification for that purpose at some public place in said Chester at least fifteen days prior to said meeting, and the said associates at said meeting shall have the same power to elect Officers and make regulations and by-laws, as they have by this Act at their annual meeting.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME AND STILE OF THE BATH SOCIETY FOR THE CULTIVATION OF SACRED MUSIC.

[Approved June 16, 1819. Original Acts, vol. 25, p. 50; recorded Acts, vol. 21, p. 228.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Amos Town, William Morrison, Charles Martin, Paul Sprague and their associates, and those who may hereafter become associates with them, their successors and assigns are hereby made a corporation, by the name of the Bath Society for the cultivation of Sacred Music, & by that name may sue and be sued, prosecute and defend, & may make and establish by laws for the government of the Corporation & management of its affairs not repugnant to the laws of this State.

Sec. 2— And be it further enacted, that said Corporation may have, and at any time alter, a common seal, & may receive, hold, & transfer any estate, the annual income of which shall not exceed five hundred dollars.

Sec. 3. And be it further enacted, that the persons before named, or either of them, may call the first meeting of said Society, at such time and place & by giving such notice as they may deem proper, at which meeting the Society may choose its Officers, & establish the manner of notifying & time of holding their annual meetings.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE READ HALL TO ASSUME THE NAME OF SAMUEL READ HALL.

[Approved June 16, 1819. Original Acts, vol. 25, p. 51; recorded Acts, vol. 21, p. 230.]

Section 1st Be it enacted by the Senate and House of Representatives, in General Court convened, That Read Hall, of Cornish in the County of Cheshire in said State, be, and he hereby is, authorised to take and have the name of Samuel Read Hall; and may and shall forever hereafter, be called and known by the name of Samuel Read Hall, any law or custom to the contrary notwithstanding.

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST UNIVERSAL SOCIETY IN WINCHESTER.

[Approved June 17, 1819. Original Acts, vol. 25, p. 52; recorded Acts, vol. 21, p. 230. By the act of June 26, 1874, Session Laws, 1874. Chap. 169, the name of the corporation was changed to "First Universalist Parish."]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Daniel Hawkins, John Erskins, and Abel Oldham, and their associates and successors, be and they hereby are incorporated into a Religious Society and body corporate, by the name of the first Universal Society in Winchester, to have continuance and succession forever, and in that name may sue and prosecute, and be sued and prosecuted to final judgment and Execution, and shall be and hereby are invested with all the powers and privileges incident to corporations of a similar nature,

and may possess real and personal estate to the value of five thousand dollars.

Sec 2. And be it further enacted, that the said Daniel Hawkins, John Erskins, and Abel Oldham, or either of them, may call the first meeting of said Society, and preside therein until a Moderator shall be chosen, and forever thereafterwards the first Tuesday of September in each year successively shall be the day of the annual meeting of said Society, which meeting shall be warned and held in the same manner as is pointed out by the laws of this State for holding annual and other meetings in towns, and the said Society shall have power to choose all necessary officers, and such officers so chosen shall be sworn in the same manner and have the same power and be subject to the same penalties as similar town officers, and said Society at their annual meeting may vote to assess and raise such sum or sums of money, as they may judge necessary, for the support of the gospel ministry, and other necessary and incidental expences for said Society, and may also raise money to build and keep in repair a house for public worship, all which sums shall be assessed upon the members of said Society in the same manner as town taxes are by law assessed and collected.

Sec 3. And be it further enacted, that whenever any person shall desire to become a member of said Society, he shall make application to the Clerk in writing, who shall enter the same on record and such person shall thenceforth enjoy all the privileges, and be subject to all the liabilities of other members thereof; And whenever any member shall desire to leave said Society, he shall give that notice in writing to the Clerk, who shall enter the same on record and such person shall thenceforth cease to be a member; Provided nevertheless that no person shall join or leave said Society until he shall have paid all legal taxes and assessments previously made upon him for the support of religious worship.

Sec 4. And be it further enacted, that said Society shall have power to adopt such rules and regulations, as they shall deem expedient, not repugnant to law, and the Clerk shall keep a fair record of this act, and all rules, and proceedings of said Society, and of all the notifications and writings which he may receive agreeable to the provisions of this Act, which records shall at all times be open for the inspection of all interested therein.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
ORFORD INSTRUMENTAL MUSICAL SOCIETY.

[Approved June 17, 1819. Original Acts, vol. 25, p. 53; recorded Acts, vol. 21, p. 233.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that George S. Mann, James Dayton, Jr, Jesse Derby, Benjamin Trussell, John Derby, Aaron B. Palmer, Jared Palmer and John W. Trussell, and such as may hereafter become members of said Society, be, and hereby are, made a corporation and body politic, by the name of the Orford Instrumental Musical Society, and in that name may be known and distinguished in law in all proceedings whatever; and shall be and are vested with such powers and privileges as are incident to such corporations.

Section 2^d—And be it further enacted, that the said George S. Mann, James Dayton Jr and Jesse Derby, or either two of them may call the first meeting of said Society, at any suitable time and place, in said Orford, by posting up a notification in some public place for that purpose, at least fifteen days prior to said meeting; at which meeting the members of said Society may choose a clerk and such other officers as they may deem necessary, shall agree on the time of calling their annual meeting and the method of notifying all future meetings; and at the same or any subsequent meeting may establish by-laws for the government of said Society, and may order such assessments as they may deem just and reasonable.—Provided such rules and by-laws are not contrary to the laws of this State.

Section 3. And be it further enacted—that said Society may have, receive, hold and enjoy by gift grant or otherwise any estate not exceeding in value one thousand dollars, and the same may sell and dispose of at pleasure, for the use and benefit of said Association.

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CONGREGATIONAL SOCIETY OF CANAAN.

[Approved June 17, 1819. Original Acts, vol. 25, p. 54; recorded Acts, vol. 21, p. 234.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that Ames Gould, Elias Porter, Charles Walworth, Joshua Pilsberry, Joshua Pilsberry Jun^r and their associates and those, who may hereafter associate with them be incorporated into a religious Society for the support of the Gospel ministry, by the name of the First Congregational Society of Canaan, with all the powers & privileges usually enjoyed by corporations of a similar nature, & with the power of holding any estate the annual income of which shall not exceed twelve hundred dollars.—

Sec. 2. And be it further enacted that any person may join said Society by signing its book of records & may leave the same by giving six months notice of his intention, in writing, to the Clerk thereof & discharging all taxes legally assessed on him & his proportion of all debts contracted by the Society during his membership.

Sec. 3. And be it further enacted that Ames Gould and Elias Porter may call the first meeting of said Society by posting up at two of the most publick houses in said town, fifteen days prior to holding the meeting, a notification of the time place and object of the same, & either of them may preside therein until a Moderator be chosen; and at said meeting any business of the Society may be transacted, except the raising of money, which shall always be done at the annual meetings. And the Officers of said Society shall have the same powers & be subject to the same penalties as similar officers in the town.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
UNIVERSALIAN SOCIETY IN EXETER.

[Approved June 17, 1819. Original Acts, vol. 25, p. 55; recorded Acts, vol. 21, p. 236.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Joseph Smith, James Burley, Joseph Odlin, Zebulon Robinson, Jonathan Smith, Maxey Robbins, Levi Clark, Samuel Fellowes, Josiah G. Smith, Caleb Knight, Samuel Shaw, Amos Proctor, Moses Wells, Gardner Green, John Proctor, Thomas Leavitt, Lowell Lock, John Brown, Lewis Wentworth, Simon D. Sanborn, Charles C. Barstow, John Wentworth, and Benjamin Cram and their associates and successors, be and they hereby are incorporated into a religious Society and body corporate forever, by the name of the Universalian Society in Exeter, and are hereby vested with all the powers and privileges of Corporations of a similar nature, and may hold any estate to the value of five thousand dollars.

Sec. 2. And be it further enacted, that Joseph Smith and James Burley, or either of them, may call the first meeting of said Society to be holden at Exeter on the third Monday of August next, and either of them may preside therein until a Moderator be chosen, and forever thereafterwards the second monday of April in each year shall be the day of the annual meeting of said Society, which meeting shall be warned and held in the same manner as is required by the laws of this State for warning and holding annual town meetings, and the said Society shall have power to choose all necessary officers, which officers shall be sworn in the same manner, and have the same powers and be subject to the same penalties, as similar town officers; And said Society at their annual meeting may vote to assess and raise such sum or sums of money as they may judge necessary for the support of the Gospel ministry, and other expenses of said Society, and may also raise money to build and keep in repair a house for public worship, all which Sums shall be assessed upon the members of said Society in the same manner as town taxes are assessed.

Sec. 3. And be it further enacted, that whenever any person shall desire to become a member of said Society, he shall make application to the Clerk in writing on or before the first day of April in each year, who shall enter the same on record, and such person shall thenceforth enjoy all the privileges and be subject to all the liabilities of other members thereof; and whenever any

member shall desire to leave said Society, he shall give that notice in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth cease to be a member;—Provided nevertheless that no person shall join or leave said Society, until he shall have paid all legal taxes and assessments previously made upon him for the support of religious worship.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST PARISH IN THE TOWN OF EFFINGHAM.

[Approved June 17, 1819. Original Acts, vol. 25, p. 56; recorded Acts, vol. 21, p. 238.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Isaac Lord, Josiah Dearborn, James Leavitt, James Lord, Carr Leavitt, and their associates & those who may hereafter associate with them be a corporation, for the support of the Gospel ministry, by the name of the First Parish in the town of Effingham.

Sec. 2. And be it further enacted, that said corporation may possess any estate the annual income of which shall not exceed one thousand dollars; may assess and collect equitable taxes for the general purposes of the association; may elect all necessary officers, who shall have the same powers & be subject to the same liabilities as similar Officers in the town: & may have & exercise all other necessary powers common to corporations of a similar nature.

Sec. 3. And be it further enacted, that any person may join said Parish by signing its book of records, and may leave the same by giving six months previous notice, in writing by him signed, of such intention, to the Clerk of said Parish, and discharging all taxes legally assessed upon him, and his proportion of all debts contracted by the corporation during his membership.

Sec. 4. And be it further enacted, that Isaac Lord and Josiah Dearborn may call the first meeting of said Parish by posting up, fifteen days prior thereto, a notification of the time, place & object of the same, at the North Meeting house in said Effingham.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF FISH IN BEAVER POND, SO CALLED, IN LONDONDERRY, IN THE COUNTY OF ROCKINGHAM.

[Approved June 17, 1819. Original Acts, vol. 25, p. 57; recorded Acts, vol. 21, p. 239. Session Laws, 1815-21, p. 217. Repealed by act of June 21, 1823, *id.*, 1823, Chap. 18.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that from and after the passing of this act, no person or persons shall be allowed to catch, kill or destroy any fish in Beaver pond, so called, in Londonderry, in the County of Rockingham, with any instrument of any kind, at any time between the first day of November and the first day of May, in each and every year; and no person or persons shall be allowed to catch, kill or destroy any fish in said Beaver pond, with any spear, grapple, seine or dip net, at any time, after the passing of this act; and every person, offending against the provisions of this act, shall, for every such offence forfeit and pay, for every fish caught, killed or destroyed, against the provision of this act, the sum of two dollars, to be recovered with cost of suit, in an action of debt, by any person who shall sue for the same, before any Justice of the peace, within the County of Rockingham, one half thereof to the person who may sue for the same, and the other half to the use of said town of Londonderry.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH A CORPORATION BY THE NAME OF THE COOS AGRICULTURAL SOCIETY.

[Approved June 18, 1819. Original Acts, vol. 25, p. 58; recorded Acts, vol. 21, p. 240. See additional act of June 15, 1824, *id.*, vol. 22, p. 458.]

Section 1st. Be it Enacted by the Senate and House of Representatives, in General Court convened, That John M. Tillotson, Adino N. Brackett, Benjamin Boardman, Ephraim H. Mahurin, Stephen Willson, Samuel A. Pearson, Samuel Plaisted, William Lovejoy, Reuben Stephenson, Lemuel Adams, Hezekiah Parsons, Asahel Going, Thomas Beech, Jonathan W. Willard, James Batchelder, Moses T. Hunt, Eliphalet Lyman, John W. Weeks, Horace

Hollister, Benjamin Peverly, Francis Willson, Daniel Harvey, Moses White, Stephen Meserve, Edward Rowell, Samuel Pratt, Caleb Marshall, Silas Marshall, Samuel Plaisted jr, Joshua Marshall, Jared Cone, John Willson, Thomas Eames, Jonas Baker, John Moore, Oliver P. Brooks, Hezekiah Smith, Jeremiah Harts-horn, Noyes Denison, and Jonathan Meserve, and all such as may hereafter become members of said Society be, and they are hereby constituted and made, a corporation forever, by the name of the Coos Agricultural Society, and by that name may sue & be sued, defend & be defended, and be known & distinguished in their acts & proceedings in all cases whatever, and may have & use a common seal, & the same may alter or change at pleasure.

Section 2d. And be it further enacted, That for the well ordering & conducting the affairs of said Society, the members thereof are hereby authorized & empowered, at their first, or any subsequent meeting, legally holden, to agree upon the method of calling their annual & other meetings, and the times of holding them, and at their annual meeting may elect such officers as they may deem necessary & proper, make & establish such by laws & rules, not repugnant to the laws of this State, as to them shall seem proper for their regulation & government, may order assessments, and generally may exercise all the powers which are incident to like corporations, & necessary to carry into effect the intention of their association.

Section 3d. And be it further enacted, That said Society is hereby made capable in law of purchasing, receiving & holding in fee simple or any less estate, by gift, grant or otherwise, any lands tenements or other estate, real or personal to any amount, not exceeding an annual income of three thousand dollars, and the same to sell, convey & dispose of at pleasure; and the said Society is also hereby authorized & empowered to ordain & grant premiums, medals or other gratuities as rewards of merit, exertion, discovery or improvement in the various branches of agriculture, economy in husbandry and useful domestic manufactures, and the same to award from time to time as may be thought proper.

Section 4th. And be it further enacted, That for the purpose of raising a fund to be used in promoting improvements in agriculture, and the other objects intended by this association, each member of the Society shall pay annually into its Treasury, on or before the day of the annual meeting thereof, the sum of two dollars, and such further sum not exceeding five dollars, as said Society at its annual meeting may order and assess.

Section 5th. And be it further enacted, That the three first persons named in this Act, or either two of them, may call the first meeting of said Society, to be holden at some convenient place in the town of Lancaster, in the County of Coos, by publishing a notification for that purpose in some newspaper, and pasting up a like

notification in one or more public places in said Lancaster, at least twenty days prior to said meeting; and the members of said Society, at their first meeting, may exercise all the powers that they may by virtue of this act, at their annual meeting; and any member may attend the meetings of said Society, & vote on any question in person or by proxy, being thereto duly authorized.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE TRUSTEES OF EFFINGHAM UNION ACADEMY.

[Approved June 18, 1819. Original Acts, vol. 25, p. 59; recorded Acts, vol. 21, p. 243.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Isaac Lord, Josiah Dearborn, James Leavitt, John S. Dearborn, Carr Leavitt, John S. Lamper, Joseph Drake & such other persons, as they may elect to complete the number of fourteen Trustees, exclusive of the Preceptor of said Academy, for the time being, who shall be a Trustee, *ex officio*, be a corporation by the name of the Trustees of Effingham Union Academy.

Sec. 2. And be it further enacted, that the seven Trustees first mentioned, having been notified in writing by said Isaac Lord and Josiah Dearborn, ten days before their meeting, of the time, place & object thereof, may assemble & choose a Clerk, and from time to time adjourn till they shall have completed said number of fourteen Trustees, which Trustees so elected, shall, within ten days from notice of their election, signify in writing to the Clerk their acceptance of said trust; after which a majority of the whole Board, all having been in manner aforesaid notified by the Clerk of the time and place of meeting, may convene, fix the time of their annual meeting, elect their officers, establish bylaws & exercise all the powers necessary & incident to corporations of a similar nature.

Sec. 3. And be it further enacted, that the property of said Corporation to the value of ten thousand dollars shall be exempt from taxation for the term of ten years.

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE THE PROPRIETORS OF THE SOUHEGAN NAIL AND COTTON FACTORY."

[Approved June 18, 1819. Original Acts, vol. 25, p. 60; recorded Acts, vol. 21, p. 244. The act referred to is dated December 4, 1812, *ante*, p. 148.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened. That said Corporation shall in all cases hereafter be called and known by the name of the Souhegan Nail, Cotton and Woolen Factory.

Sec. 2. Be it further enacted that said Corporation in addition to the powers now vested in the same, shall have power, and is hereby authorized to carry on the Manufacture of Woolen Cloths at Merrimack, and may erect any works, buildings and Machinery necessary for carrying on the same manufacture and the business connected therewith, on the same conditions and limitations as are contained in the Act to which this in addition.

Sec. 3. And Be it further enacted, that all buildings Machinery and capital employed, or that may hereafter be employed, in carrying on said Nail, Cotton and Wolen Factory not exceeding thirty thousand Dollars sall be exempt and free from taxation for the term of ten years from the date of this Act.

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE DEERFIELD MUSICAL ASSOCIATION.

[Approved June 21, 1819. Original Acts, vol. 25, p. 61; recorded Acts, vol. 21, p. 246.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Francis D. Randall, Abraham Prescott, Edmund C. Lane, Josiah Crosby, Nathaniel White, Gilbert Chadwick, Jonathan Ambrose, and Benjamin Sanborn Jun^r and all such as now belong to or may hereafter join said association be and they are hereby incorporated into a body politic and corporate by the name of The Deerfield Musical Association with continuation and succession forever and in that name may sue and be sued, may

plead and be impleaded in all personal actions, and may prosecute and defend the same to final judgment and execution; And they are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, or fine not exceeding three dollars for each offence to be recovered by said association, to their use, in an action of debt in any Court proper to try the same, with costs of suit; and they may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of one thousand dollars for the purpose and use of their association.

Sec. 2. And be it enacted, that the members of said association be and they are hereby authorized to assemble in said Deerfield annually on the last Wednesday in May to choose all such Officers as may be necessary for the conducting the affairs of said association who shall continue in office until others are chosen in their room; and the said corporation may assemble as often as may be found necessary for the filling up any vacancies which may happen in said offices, and for transacting all other business for the good of said association, excepting the raising of money, which shall always be raised, if necessary, at their annual meeting and at no other time; at which annual meeting they shall vote all such sums as shall be necessary for defraying the expense of said association, and shall make and establish such rules, regulations and by-laws for the government of said association as may from time to time by them be found necessary, provided the same be not repugnant to the Constitution and laws of this State.

Sec. 3. And be it further enacted that, Francis D. Randall, Abraham Prescott and Nathaniel White or either two of them are hereby authorized and impowed to call the first meeting of the members of said association at such time and place, in said Deerfield, as they or either two of them may appoint, by posting up a notification for the same at the Congregational meeting house in said Deerfield at least ten days prior to the time of holding said meeting, and preside therein until a Moderator shall be chosen; and at said meeting the members of said association shall have all the power and authority to elect all such Officers and establish all such rules, regulations and by-laws as they may or can do, by virtue of this Act, at their annual meeting.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF FISH IN BABOOSUCK PONDS IN THE TOWN OF AMHERST—

[Approved June 21, 1819. Original Acts, vol. 25, p. 62; recorded Acts, vol. 21, p. 248. Session Laws, 1815-21, p. 218. Laws, 1824 ed., p. 119; id., 1830 ed., p. 254. See act of June 21, 1811, *ante*, p. 55. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Wholly repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec 1 Be it enacted by the Senate and House of Representatives, in General Court convened—That if any person shall catch, take or kill any Fish in the Ponds, commonly called Great and Little Baboosuck, in the Town of Amherst, between the twentieth day of November in each year and the fifteenth day of April following, such person, so offending shall, for every Fish so caught, killed or taken, forfeit and pay the sum of Two Dollars, which penalty may be sued for and recovered by any person, in an action of Debt, before any magistrate or Court authorised by Law to hear and determine the same, one half to the person suing, and the other half to the Town of Amherst—

Sec. 2^d And be it further enacted, That if any person shall, at any time of the year, catch, kill or take, any Fish in said Baboosuck Ponds, with any Spear, Lance, Seine, Net or Wire, such person so offending shall for each and every fish so taken or killed, forfeit and pay the sum of Two Dollars, to be recovered in an action of Debt as aforesaid, and be disposed of as aforesaid—Provided nevertheless that this act shall not take effect until the first day of September next.

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE FIRST BAPTIST SOCIETY IN CHESTERFIELD.

[Approved June 21, 1819. Original Acts, vol. 25, p. 63; recorded Acts, vol. 21, p. 249.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that John Cobleigh, Shadrick Herrick, and Benaiah Norcross and their associates and successors, be and they hereby are incorporated into a Religious Society and body corporate by the name of the first Baptist Society in Chester-

field, to have continuance and succession forever, and in that name may sue and be sued to final judgment and Execution, and shall be and are hereby invested with all the powers and privileges granted to corporations of a similar nature, and may possess real and personal estate to the value of four thousand dollars.

Sec. 2. And be it further enacted, that the said John Cobleigh, and Shadrick Herrick or either of them may call the first meeting of said Society, and preside therein until a moderator shall be chosen, and forever thereafterwards the first Monday in April in each year successively shall be the day of the annual Meeting of said Society, which meeting shall be warned and held in the same manner as is pointed out by the laws of this State for holding Annual and other meetings in towns, and the said Society shall have power to choose all necessary officers, and such officers so chosen shall be sworn in the same manner and have the same powers and be subject to the same penalties as similar town officers, and said Society at their annual meeting may vote to assess and raise such sum or sums of money as they may judge necessary for the support of the Gospel Ministry, and other necessary and incidental expences for said Society, and may also raise money to build and keep in repair a house for public worship, all which sums shall be assessed upon the members of said Society in the same manner as town taxes are by law assessed and collected.

Sec. 3. And be it further enacted that whenever any person shall desire to become a member of said Society, he shall make application to the Clerk in writing, who shall enter the same on record and such person shall thenceforth enjoy all the privileges, and be subject to all the liabilities of other members thereof; and when any member shall desire to leave said Society, he shall give that notice in writing to the Clerk, who shall enter the same on record and such person shall thenceforth cease to be a member: Provided nevertheless that no person shall join or leave said Society until he shall have paid all legal taxes and assessments previously made upon him, for the support of religious Worship.

Sec. 4. And be it further enacted that said Society shall have power to adopt such rules and regulations as they shall deem expedient not repugnant to law, and the Clerk shall keep a fair record of this Act and all rules and proceedings of said Society and of all the notifications and writings which he may receive agreeable to the provisions of this Act, which records shall at all times be open for the inspection of all interested therein, And it shall be the duty of the said Clerk to make a return of all the names of the members of said Society to the town Clerk of Chesterfield some time in the month of March Annually.

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
FRANCONIA SOCIAL LIBRARY.

[Approved June 21, 1810. Original Acts, vol. 25, p. 64; recorded Acts, vol. 21, p. 251. See act of June 12, 1806, Laws of New Hampshire, vol. 7, p. 500.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Simon Oakes, John Taylor and Isaac Smith, with their associates and successors be, and they are hereby incorporated into a society by the name of the Franconia Social Library, to have continuance and succession forever, and be vested with all powers and privileges incident to similar corporations.

Section 2. And be it further enacted, that said society may at any legal meeting warned for that purpose, raise such sums of money as they may think necessary to be assessed on the shares and if any proprietor shall neglect or refuse to pay all such sum or sums as may be assessed on his share or shares, such sum or sums may be collected by sale of the same, and in no other way. And each member shall have one vote for every share which he owns in said Library.

Section 3. And be it further enacted, that said Society shall, at their first meeting choose a Clerk, Treasurer and Librarian, and may choose such other officers as they may think expedient, and may make such rules and by-laws as they may deem proper, provided they be not contrary to the laws of the State.

Section 4. And be it further enacted, that the aforesaid Simon Oakes, John Taylor and Isaac Smith, or either two of them, may call the first meeting of said Society, by posting up a notification for that purpose, at the store of the New Hampshire Iron Factory Company, fifteen days previous to the time of holding said meeting, at which they shall agree upon the manner of calling future meetings, and the time and place of holding their annual meeting.

Section 5. And be it further enacted, that said Library shall be deposited and kept at or near the aforesaid store of the New Hampshire Iron Factory Company in said Franconia. And said Society may hold estate real or personal to the amount of one thousand dollars, for the use and benefit of said Society.

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF JOHN WILLARD TO JOHN DWIGHT WILLARD.

[Approved June 21, 1819. Original Acts, vol. 25, p. 65; recorded Acts, vol. 21, p. 253.]

Section 1st. Be it enacted by the Senate & House of Representatives, in General Court convened, That John Willard, Son of Joseph Willard of Lancaster, in the County of Coos & State afore-said, be henceforth called and known by the name of John Dwight Willard.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF PICKEREL IN GORUM POND IN THE TOWN OF DUNBARTON IN THE COUNTY OF HILLSBOROUGH.

[Approved June 22, 1819. Original Acts, vol. 25, p. 66; recorded Acts, vol. 21, p. 254. Session Laws, 1815-21, p. 219. Laws, 1824 ed., p. 120; id., 1830 ed., p. 254. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and house of Repsentatives in General Court convened, That if any person or persons shall use any spear stab or grapple for the purpose of catching or destroying any Pickerel in Gorum Pond in Dunbarton, such person or persons so offending shall for every pickerel so caught or destroyed forfeit and pay the sum of two Dollars, to be recovered with cost of suit, in an action of debt by any person who shall sue for the same, before any justice of the peace within the County of Hillsborough, one half thereof to the use of any person who may sue for the same and the other half to the use of the town of Dunbarton.

Provided nevertheless, that this act shall not take effect until the first day of September next.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST METHODIST SOCIETY IN CHESTER AND IT'S VICINITY.

[Approved June 22, 1819. Original Acts, vol. 25, p. 67; recorded Acts, vol. 21, p. 255.]

Section 1st Be it enacted by the Senate and House of Representatives, in General Court convened, That John Clark 3^d, Caleb Chase, Reuben Dimon, Joseph Creesy, Samuel Smith, James Smith, Amos Bond, John Murray, Ammi Bond, John Hunkins, Benjamin True, Daniel Lovering Junior, Samuel Poor Junior, Benjamin Barker, Dominicus Abbot, Samuel Hook, Sebastian Spofford, James Severance, Jonathan Bayley, Silas Cammet, James Underhill, Samuel Rowel, John P Rowel, Enoch G Wicom, James C Rowel, John M Farnum, John Kimbal, Henry Dutton, Michael Worthen, Jonathan Bond, John Underhill Jun^r and Humphrey Lufkin Inhabitants of the Towns of Chester, Hampstead and Sandown in the County of Rockingham, with such of the Inhabitants of either of said Towns as may hereafter become members of this Society, be and they hereby are made a body corporate and politic, to have continuance and succession forever, by the name of The first Methodist Society in Chester and it's vicinity, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgement and execution; and are hereby vested with all the powers and privileges incident to Corporations of a similar nature, may receive and hold for their use, subscriptions, grants and donations of real and personal Estate, not exceeding four thousand dollars; and may make by-laws for the regulation and government of said Society, not repugnant to the laws of this State.

Section 2^d—And be it further enacted, That said Corporation may build, and keep in repair a House, or Houses for public and religious worship, and may assess and collect taxes for said purpose, and for the support and maintenance of the Gospel Ministry; which taxes shall be assessed and collected, in the same manner as Town taxes are assessed and collected.

Section 3. And be it further enacted, That the annual meeting of said Society shall be holden on the first tuesday of March forever, at which meeting, all votes to raise money by taxes, shall be passed, and at no other time, and all Officers shall be chosen, who before they enter upon the duties of their Offices, shall be sworn to the faithfull discharge thereof; but vacancies, which may happen, may be filled, and any business transacted, except raising of money, at meetings holden at other times.

Section 4. And be it further enacted, That John Clark 3^d and Caleb Chase or either of them, are hereby authorised to call the first meeting of said Society, by posting up a notification for that purpose in some public place, in each of the Towns of Chester, Hampstead and Sandown, at least fifteen days prior to said meeting; at which meeting any Officers may be chosen, and any business transacted, which by this act, they are allowed to do at their Annual meeting.

Section 5. And be it further enacted, That before any person shall be considered a member of this Society, he shall make application in writing for that purpose to the Clerk, who shall make a record thereof; and before a member shall be released from the Society, he shall in like manner apply in writing; but in no case shall any person be considered a member, or be released until all taxes duly assessed on his poll and Estate, for the support of the Gospel Ministry, or for building or repairing Houses of public worship shall have been paid, provided nevertheless, this Act shall not affect any fund now possessed and enjoyed by any religious Society in either of the Towns of Chester, Hampstead or Sandown.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT TO DISANNEX PART OF THE FARM OF WILLIAM STILPHEN OF BARTLETT FROM THE TOWN OF ADAMS AND TO ANNEX IT TO THE TOWN OF BARTLETT.

[Approved June 22, 1819. Original Acts, vol. 25, p. 68; recorded Acts, vol. 21, p. 257.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that a tract of land containing fifty acres, the property of William Stilphen of Bartlett in the County of Coos, lying in the town of Adams near the foot of Thorn mountain and adjoining the highway, which leads from Bartlett to Adams, and being the Southeasterly part of a tract of seventy acres of land, which Joseph Hoit purchased of the State of New Hampshire, be and hereby is disannexed from the town of Adams & annexed to said town of Bartlett.

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT AUTHORIZING THE TOWN OF BARTLETT TO ERECT AND KEEP IN REPAIR A BRIDGE OVER SACO RIVER" PASSED DECEMBER THIRTEENTH EIGHTEEN HUNDRED & SIXTEEN.

[Approved June 22, 1819. Original Acts, vol. 25, p. 69; recorded Acts, vol. 21, p. 258. See act referred to, *ante*, p. 547.]

Whereas the term of two years allowed for finishing and completing said Bridge has been found insufficient for the purpose;

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that a further term of two years from the thirteenth day of December A.D. eighteen hundred and eighteen be granted to said town of Bartlett for erecting & completing said Bridge, and that every part of the act aforesaid, not inconsistent with this act, be and remain in as full force as if the full period of four years from the passing of the act to which this is in addition had been originally limited for erecting and completing said Bridge.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF PICKEREL IN THE SEVERAL PONDS IN NEWLONDON, IN THE COUNTY OF HILLSBOROUGH.

[Approved June 22, 1819. Original Acts, vol. 25, p. 70; recorded Acts, vol. 21, p. 259. Session Laws, 1815-21, p. 220. Laws, 1824 ed., p. 120; id., 1830 ed., p. 255. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27, Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate & house of Representatives, in General Court convened, that if any person or persons shall use any seine, spear, stab or grapple, for the purpose of catching or destroying any pickerel in any of the ponds in the town of Newlondon, in the County of Hillsborough, or in any of the brooks or streams running into the same, such person or persons, so offending, shall for every pickerel so caught, or destroyed, forfeit and pay the sum of two dollars, to be recovered with cost, in an action of debt, by any person, who shall sue for the same, before any justice of the peace within the County of Hillsborough, one half thereof to the use

of the person who may sue for the same, and the other half to the use of said town of Newlondon—Provided however, that this act shall not take effect until the first day of September next.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT TO ANNEX BARKER'S LOCATION IN THE COUNTY OF COOS TO LANCASTER IN THE SAME COUNTY.

[Approved June 22, 1819. Original Acts, vol. 25, p. 71; recorded Acts, vol. 21, p. 261. Session Laws, 1815-21, p. 221.]

Section 1st. Be it enacted by the Senate & House of Representatives, in General Court convened, That the tract of territory in the County of Coos & State aforesaid, known by the name of Barker's Location, and the inhabitants residing within said Territory, be, and the same hereby are, annexed to the town of Lancaster, in said County of Coos; and the inhabitants of the said annexed territory, shall be henceforth entitled to the same privileges and immunities, and subject to the same liabilities which the present inhabitants of said Lancaster are liable to or enjoy.

Section 2^d. And be it further enacted, That the present amount of valuation, in the proportion of State taxes, at which the said Territory called Barker's Location now stands, shall be added to the present valuation of the said Town of Lancaster, and the State & County Treasurers shall govern themselves accordingly, in making out their precepts against the town of Lancaster.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS, BY THE NAME AND STILE OF THE GRAND ROYAL ARCH CHAPTER, OF THE STATE OF NEW HAMPSHIRE.

[Approved June 22, 1819. Original Acts, vol. 25, p. 72; recorded Acts, vol. 21, p. 262. See act of June 27, 1859, Session Laws, 1853-60, p. 2173.]

Whereas John Harris, Henry Hutchinson, Thomas W. Colby, John Davenport, Andrew Pierce, Albe Cady, and Thomas Beede have petitioned the Legislature, setting forth that they with their associates, as Officers of the several Chapters of Royal Arch Masons, in the State of New Hampshire, have associated themselves for the formation of a Grand Royal Arch Chapter, in said State,

And for the promotion of the laudable and Benevolent designs of the society, corporate powers and Privileges are necessary, and the prayer of said Petitioners appearing reasonable Therefore

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened. that said John Harris, Henry Hutchinson, Thomas W. Colby, John Davenport Andrew Pierce, Albe Cady, and Thomas Beede, and their associates and successors, be and they are hereby made a body Politic and Corporate forever by the name and stile, of the Grand Royal Arch Chapter of the State of New Hampshire, and by that name may sue and be sued, plead and be impleaded, and may make, have, and use a common seal, and the same may alter or renew at pleasure, and shall be, and hereby are, vested with all the powers and privileges, which are by law incident to corporations of a similar nature.

Sec. 2. And be it further enacted, that the said Corporation be, and hereby are empowered to purchase and hold, in fee simple, so much real estate, as may be necessary for the erection of a suitable Hall or Building, in which to hold their meetings. And other property or estate, for effecting the charitable and benevolent purposes of said Corporation; Provided the same shall not exceed five thousand Dollars.

Sec. 3. And be it further enacted, That John Harris, Henry Hutchinson, and Albe Cady or either two of them, be and they are, hereby Authorised and empowered to call the first meeting, of the said corporation, by giving three weeks notice of the time and place thereof, in some public newspaper, printed at Concord, And the said corporation may at any annual Meeting agree upon the times and places of holding future meetings, and the method of calling the same; and may also elect such Officers and make and establish such rules and by laws, as they may think necessary and proper for their regulation, and government; Provided the said rules and by laws, be not repugnant to the constitution and laws of this state.

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT RELATING TO THE CONSTRUCTION OF WORDS IN A WILL PURPORTING A DEVISE OF REAL ESTATE.

[Approved June 22, 1819. Original Acts, vol. 25, p. 73; recorded Acts, vol. 21, p. 264. Session Laws, 1815-21, p. 222. Laws, 1824 ed., p. 231. Repealed by act of July 2, 1822, id., p. 171.]

Be it enacted by the senate and house of representatives, in general court convened, that from and after the passing of this act, words in a will, purporting a devise of lands or real estate, shall be

holden to pass a fee, unless it appear from the words used, when taken in their common acceptation, that it was the intention of the devisor to pass a less estate only, any law custom or usage to the contrary notwithstanding.

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF THE FIRST CONGREGATIONAL SOCIETY IN CONWAY.

[Approved June 22, 1819. Original Acts, vol. 25, p. 74; recorded Acts, vol. 21, p. 265.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That Richard Eastman, Noah Eastman, Jonathan Eastman, William Chadbourn, Isaac Merrill, Gilbert McMillan, William Eastman, Thomas Eastman, Henry Tucker, John M. Barns, Henry Eastman, Leavitt Hill, Samuel Merrill, William C. Ford, Daniel Eastman, John Eastman Frye H. Eastman, Samuel Knox, Amos Eastman, Benjamin Bean, Joseph Bean, Jonathan Seavey, James McMillan, Daniel George, Betsey Seavey, Ebenezer Bean, Thomas Russell, John Hill, Zara Cutler, Jonathan Buswell, Stephen Eastman, Caleb Eastman, Barnett Walker, Paul Wentworth, Ebenezer Bean, Jun^r, William Randel and Henry Lovejoy, with their associates, and such others as are or may be hereafter admitted into said Society, be, and they are hereby made and created into a body corporate and politic, to have continuance and succession forever, by the name and stile of the First Congregational Society in Conway, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution, and hereby are vested with all the powers and privileges incident to corporations of a similar nature; and may enjoin penalties of disfranchisement, and may make, purchase and receive subscriptions, grants and donations of real and personal estate, not exceeding four thousand dollars, for the use and benefit of said Corporation, & may have and use a common seal, and the same at pleasure may break, alter and renew, and may ordain such by-laws & ordinances as to them may appear necessary and convenient, for the government of said corporation; provided such by-laws and ordinances are not repugnant to the laws and constitution of this State.

Section 2. And be it further enacted, that said Society be and they hereby are authorised and empowered to raise such sum or sums of money, as they shall judge necessary, for the support & maintenance of a public teacher in piety, religion & morality, and

to erect build and keep in repair a house or houses for public worship, and all monies so raised shall be assessed on the polls and rateable estates of the members, according to the invoice taken by the Selectmen of said town, for the year in which the money shall be voted to be raised, and may elect all such officers as are proper for managing the concerns of said society, and such officers shall have the same powers, and be subject to the same penalties as similar town officers, who are chosen and sworn by virtue of the laws of this State.

Section 3. And be it further enacted, that said Society shall hold their annual meeting on the first monday of March annually forever, and all meetings subsequent to the first meeting of said Society shall be warned by the Clerk thereof in such way and manner, and at such length of time previous to such meeting as shall be agreed on by said Society. And every person joining said Society shall sign his or her name in the book of records thereof; and any member may be discharged therefrom by giving notice of such intention, in writing, to the Clerk of said society, previous to his or her leaving the same, which notice shall be recorded by the Clerk; and all persons who shall be discharged from said Society, or shall leave the Society in any other way, shall pay all legal taxes or assessments made upon him or her for the support of religious worship, previously to their leaving the said Society.

Section 4. And be it further enacted, that Richard Eastman, Noah Eastman and Jonathan Eastman, or any two of them shall warn the first meeting of said Society, to be holden in said Conway, on the first Tuesday of August next, and either of them shall preside therein until a moderator shall be chosen, which meeting shall be warned by posting up a notification specifying the object of the meeting, at the north meeting house in said Conway, fifteen days before said meeting, & at said first meeting the said Society shall have the same power they are hereby vested with in their annual meeting.

Section 5. And be it further enacted, that all sums of money assessed and raised by said Corporation for all and singular the purposes and uses aforesaid, shall be voted at their annual meetings, and at no other time. Provided nevertheless, that this act shall in no wise affect any funds for the support of the Gospel, or any building for public worship, already existing in said town of Conway.

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF
THE FIRST BAPTIST SOCIETY IN NEWPORT.

[Approved June 22, 1819. Original Acts, vol. 25, p. 75; recorded Acts, vol. 21, p. 268. See amendment of July 28, 1881, Session Laws, 1881, Chap. 200.]

Sect. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That James D. Walcott, Elisha Hutchinson and Philip W. Kibbey with their associates, and such others as may hereafter be admitted into said Society, be and they hereby are made and erected into a body corporate and politic to have continuance and succession forever, by the name and stile of the First Baptist Society in Newport, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution; & are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may purchase & receive subscriptions, grants and donations of real & personal estate, not exceeding five thousand dollars, for the use and benefit of said corporation, and may have and use a common seal, and the same may at pleasure break alter & renew; and may make, ordain and enforce such byelaws and ordinances as to them shall appear necessary and convenient for the government of said corporation, provided such byelaws and ordinances are not repugnant to the laws and constitution of this state.

Sec. 2. And be it further enacted, that said Society be and hereby are, authorised and empowered to raise such sum or sums of money as they shall judge necessary for the support and maintenance of a public teacher of piety, religion and morality and to erect, build and keep in repair a house or houses of public worship; and all monies so raised shall be assessed upon the polls and rateable estates of the members according to the invoice taken by the Selectmen of the town for the year in which the money shall be voted to be raised; and may elect all such officers as are proper for managing the concerns of said Society, and such officers shall have the same powers and be subject to the same penalties as similar town officers who are chosen and sworn by the laws of this state.

Sec. 3. And be it further enacted, that said Society shall hold their annual meeting on the first Wednesday of May annually forever, and all meetings subsequent to the first meeting of said Society shall be warned by the clerk thereof, in such way and manner as shall be agreed upon by said society. And every

member joining said society shall sign his or her name in the book of records thereof. And any member may be discharged therefrom by giving notice of such intention in writing to the clerk of said society three months previous to his or her leaving the same, which notice shall be recorded by the clerk; and all persons who may leave said Society, or who shall be discharged from the same, shall be holden liable to pay their just proportion of all debts due from said society in their corporate capacity, at their leaving the same. And no person shall leave said society until he or she shall have paid all taxes and assessments previously made upon him or her for the support of religious worship.

Sec. 4. And be it further enacted, that said James D. Walcott, Elisha Hutchinson, Philip W. Kibbey or any two of them shall warn the first meeting of said Society, to be holden in Newport on the first Wednesday of August next by posting up a notification specifying the object thereof at the northerly meeting house in said Newport fifteen days previous to said meeting. And that either of them shall preside in said meeting until a moderator shall be chosen. And at said first meeting said society shall have the same powers they are hereby vested with at their annual meetings

Sec. 5. And be it further enacted, that all sums of money assessed and raised by said corporation for the purposes and uses aforesaid shall be voted at their annual meetings and at no other time.

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY INHABITANTS OF NEW BOSTON AND TOWNS ADJACENT THERETO INTO A RELIGIOUS SOCIETY.

[Approved June 22, 1810. Original Acts, vol. 25, p. 76; recorded Acts, vol. 21, p. 270. See amendment of June 27, 1859, Session Laws, 1853-60, p. 2148.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Jacob Bennet, Abner Hogg, Joseph Andrews, Nehemiah Dodge, James McMillen, Simon Dodge, John Whipple Jun^r, David Tewksbury, Issachar Andrews, Benjamin Small Jun^r, Isaac Giddings, Simon Dodge Jun^r, Jeremiah Dodge, Daniel Andrews, Israel Andrews, and Joseph Manning, and their associates with those, who may associate with them, be and hereby are incorporated into a religious Society by the name of the First Baptist Society in New Boston, with all the powers & privileges incident to similar corporations.

Sec. 2. And be it further enacted, that the assessors and collector of the taxes, which said Society may vote to raise upon its members, shall have all the powers & liabilities of assessors and collectors of town taxes.

Sec. 3. And be it further enacted, that any person belonging to said New Boston or towns adjacent may become a member of said Society by signing his or her name to the Clerk's book of records, & may cease to be such by leaving with said Clerk of the corporation a written notification of such intention, & paying all taxes and debts due from him or her to said Society.

Sec. 4. And be it further enacted, that said corporation may hold any estate for the purposes of the Society not exceeding three thousand dollars in value.

Sec. 5. And be it further enacted, that Jacob Bennet, Abner Hogg and Joseph Andrews, or any two of them, may call the first meeting of the Society by posting a notification of the time and place of the same at said Society's place of publick worship, fifteen days prior to the meeting, & forever thereafterwards the annual meetings of the corporation, at which all monies shall be raised, shall be in the month of March.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE AMOS CHASE TO ASSUME THE NAME OF AMOS
BLODGET CHASE.

[Approved June 22, 1819. Original Acts, vol. 25, p. 77; recorded Acts, vol. 21, p. 272.]

Be it enacted by the Senate and house of representatives, in General Court convened, that Amos Chase of Nottingham-West in the County of Hillsborough, Shall and may assume and be hereafter known by the name of Amos Blodget Chase any law, custom or usage to the contrary notwithstanding.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF FISH, IN COBETS POND IN WINDHAM, AND POLICY POND PARTLY IN WINDHAM AND PARTLY IN SALEM IN THE COUNTY OF ROCKINGHAM.

[Approved June 22, 1819. Original Acts, vol. 25, p. 78; recorded Acts, vol. 21, p. 273. Session Laws, 1815-21, p. 223. Laws, 1824 ed., p. 121; id., 1830 ed., p. 255. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives, in General Court convened, that if any person or persons, shall make use of live bait, for the purpose of taking fish through the Ice, in Cobets Pond in Windham, or policy Pond partly in the Town of Windham, and partly in the Town of Salem in the County of Rockingham, or shall at any time, use any Seine, spear or stab, for the purpose of catching or destroying any fish in said Cobets or Policy Ponds, such person or persons, so offending, shall for every Fish so caught or destroyed, forfeit and pay the sum of Two dollars, to be recovered with Cost of Suit, in an Action of debt, by any person, who shall sue for the same, before any Justice of the Peace within the County of Rockingham, one half thereof, to the use of the person who may sue for the same, and the other half to the use of the Town, in which said Fish may be so caught or destroyed—Provided nevertheless, that this Act shall not take effect, untill the first day of September next.

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT TO AUTHORISE JEREMIAH BALLARD TO ASSUME THE NAME OF JEREMIAH DAY BALLARD;

[Approved June 22, 1819. Original Acts, vol. 25, p. 79; recorded Acts, vol. 21, p. 274.]

Be it enacted by the senate and House of Representatives, in General Court convened, that Jeremiah Ballard of Tamworth in the county of Strafford may have and assume The name of Jeremiah Day Ballard, and may and shall hereafter be called and known by the name of Jeremiah Day Ballard.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT EXEMPTING FROM TAXATION FOR THE TERM OF TEN YEARS
 THE HAVERHILL AND FRANCONIA IRON MANUFACTORY.

[Approved June 24, 1819. Original Acts, vol. 25, p. 80; recorded Acts, vol. 21, p. 275. See act of June 8, 1808, Laws of New Hampshire, vol. 7, p. 639.]

SECT. 1ST Be it enacted by the senate and house of Representatives, in general court convened—That the capital stock Forges, Furnaces, and Machinery which the Haverhill and Franconia iron manufactory have erected and now own or may hereafter erect and own in said Franconia, together with the lands and tenements now owned by said company in said Franconia, be & the same hereby are exempted from taxation for the term of ten years from and after the passing of this act.—Provided that the lands of said company shall be liable to taxation for the support of schools & for the repairs of roads and bridges—Provided also that this exemption shall cease whenever said property shall cease to be used and employed for the manufacture of iron according to its original design.

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE
 PATRONS AND PROPRIETORS OF THE FRANCESTOWN ACADEMY.

[Approved June 24, 1819. Original Acts, vol. 25, p. 81; recorded Acts, vol. 21, p. 276.]

SECT. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That an Academy, for the instruction of youth in the various branches of literature, be established in Francetown; and that Peter Woodbury, Samuel Hodge, Robert Nesmith, Peter Clark, James W. Heaseltine, John Grimes, William Bixby, Uriah Smith, Oliver Holmes Jun^r, Thomas Eaton, Thomas Bixby, Daniel Fuller & Titus Brown, and their associates and successors, be, and they hereby are, incorporated and made a body corporate and politic forever, by the name of The Patrons and Proprietors of Francetown Academy; and by that name may sue and be sued, prosecute and be prosecuted, defend and be defended, to final judgment and execution; may, for the use, benefit, and support, of said Academy, and for no other purpose, receive, purchase,

and hold, grants and donations of real and personal estate, to the value of ten thousand dollars; may erect and repair suitable buildings for the use and accommodation of said Academy; may make such by-laws, rules, and regulations, and choose and appoint such officers, as they may think expedient, for warning and holding the meetings, and conducting the business, of said corporation; and may elect and appoint, at such times, and for such terms, as they shall think proper, Trustees of said Academy, not exceeding nine in number, a majority of whom shall constitute a quorum, who shall have power to make and enforce, for the well government of said Academy and the schools thereto belonging, all such by-laws and ordinances, and to hire, appoint, and pay out of the monies and funds of the corporation, all such instructors, as may seem to them necessary and proper; provided such by-laws, rules, regulations, and ordinances, be not repugnant to the constitution and laws of this State: And said corporation may further possess and exercise all the powers and privileges incident to corporations of a similar nature.

Sec. 2. And be it further enacted, that said corporation may elect and receive additional members thereof, in such manner, and under such restrictions, as they may think proper.

Sec. 3. And be it further enacted, that Peter Woodbury and Samuel Hodge, or either of them, may call the first meeting of the corporation, by posting up notifications for that purpose, in three or more public places in Francestown, at least fifteen days previous to the time of said meeting.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO PREVENT OBSTRUCTING THE PASSAGE OF FISH IN A CERTAIN RIVER, IN BRADFORD.

[Approved June 24, 1819. Original Acts, vol. 25, p. 82; recorded Acts, vol. 21, p. 278. Session Laws, 1815-21, p. 224. Laws, 1824 ed., p. 121; id., 1830 ed., p. 256. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the Senate and House of Representatives, in General Court convened, that if any person or persons, from and after the first day of September next, shall, by means of dams, pots or any other obstruction, prevent the free passage of fish, in a certain river in Bradford in the County of Hillsborough, between Bradford pond and Hoyt's mill, so called, in the westwardly part of said Bradford, he or they, so offending, shall forfeit and pay, for every such offence, the sum of ten dollars, to be recovered, with

cost of suit, in an action or plea of debt, by any person who shall sue for the same, before any Justice of the peace within said County of Hillsborough, one moiety thereof to the use of the person who may sue for the same, and the other moiety to the use of said town of Bradford.

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT CONCERNING THE NAVIGATION OF ASHUELOT RIVER.

[Approved June 24, 1819. Original Acts, vol. 25, p. 83; recorded Acts, vol. 21, p. 280. See additional act of July 7, 1826, *id.*, vol. 23, p. 304.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Lewis Page, his heirs executors, administrators, and assigns, and such as he or they may receive as associates, be and they hereby are authorised, and empowered in perpetual exclusion of all other persons, to clear, deepen, and straiten Ashuelot River from the Mills near Keene Meeting house to its junction with Connecticut River, and to make dams, locks, and canals where necessary, so as to render the passage of boats, rafts and lumber thereon safe and expeditious, And the said Lewis Page, his heirs, executors, administrators, assigns, and his and their associates, are authorised to demand and receive toll upon all articles whatsoever, passing up or down said river, at the following rates, namely, for every ton transported from said Mills in Keene to the Cotton Factory dam in Winchester or from said dam to the said Mills in Keene, being the distance of about seventeen miles, a sum not exceeding fifty cents, and a proportionate sum for a less weight and distance; And for every ton transported from said dam to Connecticut River, or from the river to said dam, being about four miles, a sum not exceeding one dollar.

Sec. 2. And be it further enacted, that in case any injury should accrue to any person on account of property occupied or damaged, and the parties cannot agree upon the amount of injury sustained, nor upon arbitrators to determine the amount, the person aggrieved may apply by petition to the Court of Common Pleas for the county of Cheshire, a copy of which petition shall be served on the said Page, his heirs executors, administrators assigns or his or their associates, fifteen days before the session of the Court; and the Court shall appoint a Committee to assess the damage, And said committee shall take into consideration all past, and all future probable damages, and on hearing their report the said Court may enter judgment for either party, and award execution as in case of other judgments. And said judgment shall be a bar to all future claims.

Sec. 3. And be it further enacted, that this act shall cease and become inoperative, at the end of two years from its passage, if within that time the said Page, his heirs, executors, administrators, assigns, or his or their associates, shall not make said river navigable for boats of ten tons burthen in a suitable rise of water, from the mills in Keene to said Factory dam in Winchester. And also that if within ten years, the said Page, his heirs, executors, administrators, assigns, or his or their associates, shall not make navigable as aforesaid that part of the river lying between said factory dam in Winchester and Connecticut river, so far as relates to this part, shall be void and of no effect.

Sec. 4. And be it further enacted, that this act shall not interfere with the rights of any person or persons who may own mill privileges, or to prevent rafting and running boards timber &c. as heretofore practised on said River, nor to prevent any person or persons building and maintaining Bridges over the river in the several towns through which it passes, provided that the bridges shall be so constructed as not to interfere with the navigation of said river as aforesaid.

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PATRONS & PROPRIETORS OF NEWPORT ACADEMY.

[Approved June 24, 1819. Original Acts, vol. 25, p. 84; recorded Acts, vol. 21, p. 282.]

Sec 1st Be it enacted by the Senate and House of Representatives, in General court convened. That an Academy, for the instruction of youth in the various branches of literature be established in Newport; And that William Cheney, Hubbard Newton, James Breck, Wentworth Clagett, Loaz Walker, Joseph Farnsworth, Daniel Wilmarth, Alexander Boyd, Sylvanus Richards, Austin Corben, Daniel Chapen, Caleb Heath, Sargent Heath, Erastus Baldwin, James D. Walcott, Joel Nettleton, Erastus Newton, Cyrus Dwinel, John McKinney, Alvin Hatch, Samuel Church, Reubin Bascom, Aaron Nettleton, John B. Megregory, Samuel H. Comstock, Moses Noyes, Phinehas Chapen, Jonas Cutting, Willard Harris, John Parmele, William McAlister, Moses Peabody, Philip W. Kibbey, and David Allen, and their associates and successors be and they hereby are incorporated and made a body corporate and politic forever, by the name of the Patrons & Proprietors of Newport Academy; and by that name may sue and be sued, prosecute and be prosecuted, defend and be defended, to final Judgment and execution; may for the use, benefit, and support

of said Academy and for no other purpose, receive, purchase, and hold, grants and donations of real and personal estate to the value of ten thousand dollars; may erect, build, and repair suitable buildings for the use and accommodation of said Academy; may choose and appoint all necessary officers, and make such by laws, rules, and regulations, as they may think expedient for warning and holding the meetings and conducting the business of said corporation; and may elect and appoint, at such times and for such terms, as they shall think proper, Trustees of said Academy, not exceeding twelve in number, a majority of whom shall constitute a quorum, who shall have power to hire, appoint and compensate, such instructors as they may judge necessary; and to make ordain and enforce such by laws and ordinances as may be necessary for the well government of said institution, and of schools therto belonging, provided such bylaws, rules regulations, and ordinances be not repugnant to the constitutions and laws of this state; and said corporation may have and use a common seal, and the same may break, alter, and renew at their pleasure, and may possess and exercise all the powers and privileges incident to corporations of a similar nature.

Sec. 2nd And be it further enacted, that said corporation may, forever, elect and receive additional members thereof, in such manner and under such restrictions, as they may think proper

Sec. 3rd And be it further enacted, that William Cheney, Hubbard Newton and James Breck or either two of them may call the first meeting of the corporation by posting up notifications for that purpose in two or more public places in Newport, specifying the object of said meeting, at least fifteen days previous to the time of said meeting, and may preside in said meeting till a moderator shall be chosen.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF MOORS BRIDGE.

[Approved June 24, 1819. Original Acts, vol. 25, p. 85; recorded Acts, vol. 21, p. 285.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened that Isaac Riddle, Joseph Moors, Peter Patterson, John Fisher, and Josiah Gordon, with their associates and successors be and they hereby are incorporated into a Company by the name of the Proprietors of Moors Bridge, and in that name may sue and be sued, prosecute and defend, to final judgment and execution, and shall be entitled

to all the powers and privileges incident to Corporations of a similar nature. And to the said Company is hereby granted and allowed the exclusive right and privilege of building and keeping a Bridge over and across Merrimack River, at or near Moors Ferry, between the Towns of Bedford and Manchester: Provided however, that it shall not impede or obstruct the free passage of boats, rafts or lumber down or up said river.

Section 2. And be it further enacted, that to defray the expenses of building and supporting the said Bridge, the said Company is hereby authorised and allowed to take a toll established as follows, to wit, for each foot passenger one cent; for each horse and rider six cents; for each chaise, chair or sulkey drawn by one horse seventeen cents, and four cents for each additional horse; for each charriot, coach, phaeton, or other four wheel carriage for passengers, twenty five cents; for each sleigh drawn by one horse, six cents, and four cents for each additional horse; for each cart or carriage of burthen drawn by one horse, eight cents, and four cents for each additional horse; for each cart, waggon or other carriage of burthen drawn by one pair of oxen, twelve and an half cents, and six cents for each additional pair of oxen and four cents for each additional horse; for each sled or sledge drawn by one beast six cents, if drawn by two beasts ten cents, and six cents for each additional pair of oxen, and four cents for each additional horse; for each horse or neat creature exclusive of those rode on, or in carriages, two cents; and for sheep and swine, one half cent each; and to each team one person, and no more, shall be allowed to pass as a driver free of toll. And at all times when the toll gatherer shall not attend to his duty, the toll gates shall be left open for a free passage.—Provided however, that Nathaniel Moor and his family shall ever be allowed to pass said Bridge on foot, or with a single carriage, free from toll.

Section 3. And be it further enacted, that the said Company may and shall divide its corporate property into shares, and into such number of shares as it shall think proper, which shares shall be transferred by deed duly executed, acknowledged and recorded by the clerk of said Corporation, and which shall forever hereafter be deemed and holden as personal estate. And the share or shares of any proprietor may be sold by said Corporation, for non-payment of any assessments duly made, or the sums due from any delinquent proprietor or proprietors on account of any assessments duly made, may be recovered of such delinquent proprietor or proprietors by action or suit at law, in any Court proper to try the same.

Section 4. And be it further enacted that Isaac Riddle and Peter Patterson, or either of them, may call the first meeting of said Corporation by advertisement in the newspaper printed nearest to the place proposed for building said Bridge thirty days previous to the time of holding said meeting. And the said pro-

prietors by a majority of those present or duly represented at said meeting, allowing one vote for each share in all cases, provided however that no one proprietor shall, at any meeting, be allowed more than ten votes, may and shall choose a clerk, who shall be sworn to the faithful discharge of the duties of his said office; and shall agree upon the method of calling their future meetings, and may agree upon the time and place of holding their annual meeting, which they may alter at any future meeting; and at their first or any other meeting may elect such other officers, and establish such rules, regulations and by laws as they may deem necessary or convenient, for the government of said Corporation, and may alter the same at any legal meeting, as they may judge expedient; and the same rules and by laws may cause to be enforced and executed, and may annex penalties to the breach of the same, not exceeding ten dollars for each offence, to be recovered by the Clerk for the use of said Corporation in any Court of competent jurisdiction; provided the said rules regulations and by-laws shall not be contrary to the constitution and laws of this State. And all representations at any meeting shall be in writing and filed by the Clerk; & this act, and all rules, by laws, regulations and proceedings of said corporation shall be truly and fairly recorded by the said Clerk in a book or books to be provided and kept for that purpose.

Section 5. And be it further enacted, that if the said Corporation shall neglect or fail to build said bridge for the term of four years from and after the passing of this act, then this act and every part of it shall be void and of no effect. And if the said Corporation after having built said Bridge, shall, at any time neglect or fail to keep the same in repair, the said corporation shall be liable for such neglect or failure, in the same way as towns are for neglecting to repair highways & bridges.

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE DAVID DRAKE AND HIS ASSOCIATES INTO A RELIGIOUS SOCIETY BY THE NAME OF THE FIRST FREE-WILL ANTI POEDO BAPTIST SOCIETY IN PITTSFIELD AND ITS VICINITY.

[Approved June 24, 1819. Original Acts, vol. 25, p. 86; recorded Acts, vol. 21, p. 289. See additional act of June 19, 1852, Session Laws, 1848-52, p. 1195.]

Sect 1. Be it enacted by the senate and house of Representatives, in General Court convened, that David Drake, James Stanels, John True, William Watson, James Tucker, William Clough, Enoch

Brown, Samuel W. Prescott, Richard Joy, Nehemiah Tilton, Samuel Emerson, William Swain, Joshua Berry Ju^r True Norris, Paul True, Jonathan Garland, John S. Tilton, Samuel Seavy, Andrew Watson, William Clough Ju^r, John Chase Ju^r, Christopher Page, Daniel Watson, Joseph Clough, Joseph Chase Ju^r, Paul Greenleaf, Reuben Leavitt, Moses Norris, Brackett L Norris, Moses Norris Ju^r, Daniel Osgood, David Smith, Levi True, Enoch Blake, Enoch Blake Ju^r, Jeremiah Blake, John Shaw, Nehemiah Shaw, Smith Shaw, Caleb Shaw, Reuben T. Leavitt, Stephen Leavitt, Jabez Hilliard, John Blake, Stephen Brown, William Butters, Richard Chadwick, Thomas Shannon, Thomas R. Swett, and Perkins Drake Inhabitants of the Town of Pittsfield and the Towns contiguous in the county of Rockingham, with such person or persons as may hereafter become members of said Society, be and they are hereby made a body corporate and politic, to have continuance and Succession forever, by the Name of the First Free-will Anti Poedo Baptist Society in Pittsfield and its vicinity, and by that name may sue and be sued, plead and be impleaded, procecute and defend to final judgment and Execution; And are hereby vested with all the powers and privileges incident to corporations of a similar Nature; may receive and hold for their use, subscriptions, grants and donations of real and personal Property not exceeding Six thousand Dollars; and may make by-laws for the regulation and government of said Society, not repugnant to the laws of this state.

Sect. 2. And be it further enacted, that the annual Meeting of said Society shall be holden the first Tuesday of March forever, at which Meetings all votes to raise money by Taxes for whatever purpose, shall be passed, and at no other time; and all monies so voted to be raised shall be assessed upon their rateable estate in the same way and manner as Town taxes are assessed.

Sect. 3. And be it further enacted, that at their annual Meetings, they may choose all proper Officers for transacting the business of said Corporation, who shall be sworn to the faithful discharge of their duty, and shall have the same powers and be subject to the same penalties as similar Town Officers, and when vacancies shall happen they may be filled and any other business transacted (except the raising of Money) at Meetings holden at other times.

Sect. 4. And be it further enacted, that David Drake, John True and James Stanels, or either of them are hereby authorized to call the first meeting of said Society, by posting up a notification in writing for that purpose in some public place in said Town of Pittsfield, at least fifteen days prior to said Meeting; and that all future meetings shall be notified by the clerk, he giving like notice.

Sect 5. And be it further enacted, that it shall be the duty of the Clerk at the first meeting of said society to enter upon the records of said society the names of the persons mentioned in this act of incorporation, and any person wishing to Join said Society

on subscribing his or her name to the Clerks book of records, shall become a member of said society; and any member may be released from said society on application in writing made to the Clerk signifying his or her wish to be so released, and on payment of all taxes and debts, which may by them be then due and payable.

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST UNIVERSAL SOCIETY IN THE TOWN OF ANDOVER.

[Approved June 24, 1819. Original Acts, vol. 25, p. 87; recorded Acts, vol. 21, p. 293.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Robert Barber, Peter Fifield, and Tilton Elkins, and their associates and successors be, and they hereby are, incorporated into a religious Society and body corporate by the name and stile of the first Universal Society in the town of Andover, to have continuance and succession forever—and to possess and enjoy all the powers and privileges accruing to corporations of a similar nature. Provided nevertheless, that the real and personal estate, which said Society may hold, shall not, exclusive of its place of public worship, exceed the sum of Three thousand dollars in value.

Section 2. And be it further enacted, that the aforesaid Robert Barber, Peter Fifield and Tilton Elkins, or either two of them, may call the first meeting of said Society, and preside therein until a moderator shall be chosen. And forever thereafter the first Tuesday of March in each successive year, shall be the day on which the annual meeting of said society shall be holden. And at the first meeting, and at any subsequent annual meeting, the Society may determine and alter the mode of warning the annual and other meetings, may raise money for the purposes of their incorporation may elect such officers as they may deem necessary, and may enact by-laws for the government of said society—provided said by-laws are not repugnant to the constitution & laws of said State.

Section 3. And be it further enacted, that all monies raised by the Society shall be assessed upon the polls and rateable estates of the members, according to the invoice taken by the Selectmen for the year in which the money shall be voted to be raised. And the several officers chosen by said Society shall have the same powers and be subject to the same penalties, as similar town officers, who are chosen and sworn by virtue of the laws of this State.

Section 4. And be it further enacted, that whenever any person shall desire to become a member of said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth enjoy all the privileges and be subject to all the liabilities of other members of said Corporation. And whenever any member shall desire to leave said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth cease to be a member.

Provided, nevertheless, that no person shall join or leave said society, until he shall have paid all legal taxes & assessments previously made upon him for the support of religious worship.

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PROPRIETORS OF LITTLE PIGWACKET CANAL—

[Approved June 24, 1819. Original Acts, vol. 25, p. 88; recorded Acts, vol. 21, p. 295.]

Sec 1 Be it enacted by the Senate and House of Representatives, in General Court convened, that John Hill, David Webster, James Weston, Jonathan Tucker, and Samuel Souther, and those who may hereafter be admitted their associates, be a corporation forever by the name of the Proprietors of little Pigwacket Canal with all the powers incident to similar corporations.

Sec 2 And be it further enacted, that the proprietors aforesaid be and hereby are empowered, within the term of five years from the passing of this act, to make a Canal from Pigwacket pond in Eaton in the County of Strafford to the mouth of Pigwacket River at Saco River in Conway, in the most convenient direction, to erect dams, locks and slips at the most suitable places; to make deeper, & remove all obstruction from said river, & to do all things necessary to facilitate the passage of logs for boards down said Pigwacket river.

Sec 3. And be it further enacted, that if any person or persons shall suffer any damage by the execution of the powers of said corporation, and the parties cannot agree upon the amount of damages thus occasioned, nor upon some suitable person or persons to estimate the same, then, and in such case, some disinterested Committee of three freeholders in said County shall be appointed by the Court of Common Pleas, or by two disinterested Justices of the quorum, in and for said County, and the determination of the

committee or referees so appointed shall be the measure of said damages; Provided however that if either party shall be dissatisfied with the report of said referees so appointed, and shall, at the same session of the Court aforesaid, at which said report shall be made, apply to said court for a trial by Jury, in the manner other causes are determined, the court aforesaid shall have power to determine by jury as aforesaid; and if the verdict of the jury shall not give to the party applying a greater sum in damages than said referees shall have awarded as aforesaid, then the said court shall award costs against the applicants; but if said last decision shall be more favourable to the party applying than the report of said referees, then the said Court shall render judgment accordingly, issue execution in either case.

Sec. 4. And be it further enacted, that if any person or persons shall wilfully and maliciously in any way destroy or injure said canal or any works or part thereof, or divert or obstruct the waters to the damage of said proprietors, he, she or they shall pay treble the value of such damage, as said proprietors shall, before any court of competent jurisdiction, make to appear that said proprietors have sustained.

Sec. 5. And be it further enacted, that for the purpose of remunerating said proprietors for the monies by them expended in building and supporting said Canal and works, a toll be and hereby is granted and established for the benefit of said proprietors, their heirs, successors, and assigns, according to the rates following, namely—for each board log put into said Pigwacket river above the upper dam to be erected, that passes through said canal, eight cents; for each board log put into said river between said dam and little Pigwacket bridge that passes through said canal, four cents; which tolls may be demanded and collected whenever said canal and works are sufficiently advanced & prepared for the safe and easy passage of board logs through the same.

Sec. 6. And be it further enacted, that said corporation may hold any real estate for the purposes aforesaid not exceeding five thousand dollars.

Sec. 7. And be it further enacted, that each proprietor shall have a right to vote in proprietary meetings according to his interest, either in person or by legal representation.

Sec. 8. And be it further enacted, that said John Hill or David Webster may call the first meeting of said proprietors, by posting up a notification for that purpose, at some publick place in said Conway fifteen days prior to holding the same, and either of them may preside therein until a Moderator is chosen.

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE LEVI HOUGHTON AND OTHERS, INTO A RELIGIOUS SOCIETY, BY THE NAME OF THE CONGREGATIONAL SOCIETY IN WENDELL.

[Approved June 24, 1819. Original Acts, vol. 25, p. 89; recorded Acts, vol. 21, p. 298.]

Sec. 1 Be it enacted by the Senate and House of Representatives, in General Court convened, that Levi Houghton, Francis Smith, Nathan Smith, Josiah Trow, Adam Redington and John Smith, and their associates, are hereby forever made a body corporate and politic, by the name of the Congregational Society in Wendell; and by that name may sue and be sued, plead and be impleaded, and may have and use a common seal; and the same at pleasure may break, alter or amend.

Sec. 2 And be it further enacted, that for the well ordering and conducting of the affairs of said Society, the members thereof are hereby authorized and empowered at their first or any subsequent meeting legally holden, to agree upon the Method of calling their annual meetings, may elect such and so many Officers, as they may deem expedient, may make and establish such rules and by-laws not repugnant to the laws of this State, as to them may seem proper for their regulation and government.

Sec. 3. And be it further enacted, that said Society at their annual meetings, may by vote raise such sums of money, as they may deem proper, for the purpose of building and repairing a house or houses for public worship and for supporting such teacher or teachers of Religion and Morality, as they shall elect, and such taxes as shall be assessed on the polls and Estates of the members of said Society pursuant to law.

Sec. 4. And be it further enacted, that any Member of said corporation, may be dismissed from said society, and forever after exempt from taxation by the same, by giving notice of his intention so to do, in writing sixty days previous to any annual meeting of the society, to the Clerk or one of the principal officers thereof, he having first paid all arrears due from him to said society.

Sec. 5. And be it further enacted, that either two of the three first persons named in this act, may call the first meeting to be holden at some convenient place in said Wendell, by giving personal notice to each member of said society, fifteen days prior to said meeting; And the members of said Society at their first meeting, may exercise all the powers that they have by virtue of this act.

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE INHABITANTS OF THE NORTHERLY PART OF NEW CHESTER AND SOUTHERLY PART OF BRIDGEWATER INTO A SEPARATE TOWN BY THE NAME OF BRISTOL.

[Approved June 24, 1819. Original Acts, vol. 25, p. 90; recorded Acts, vol. 21, p. 300. Session Laws, 1815-21, p. 225.]

Whereas a petition signed by a number of the inhabitants of the towns of Bridgewater and New Chester in the County of Grafton praying to be incorporated into a separate town has been presented to the General Court and the prayer thereof appearing reasonable—
Therefore—

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that all the inhabitants and lands of said Bridgewater lying south of, and comprehended within the following limits; viz, beginning at Pemigewasset river at the north east corner of lot numbered thirty eight in the first division of lots in said Bridgewater, thence running to the north east corner of lot numbered sixty six in the third division, thence northerly running on the easterly side of lots numbered ninety and seventy eight to the north east corner of lot numbered seventy eight in the second division, thence to the South east corner of lot numbered sixty nine in the second division, thence northerly to the north east corner of said number sixty nine, thence westerly on the range line to Newfound Lake, and also comprehending all that part of New Chester which lies northerly of Smiths river so called, be and the same are hereby incorporated into a town by the name of Bristol, and the inhabitants, who now reside, or shall hereafter reside, within the aforementioned boundaries, are made and constituted a body politic and corporate and invested with all the powers, privileges and immunities, which other towns in this State are entitled to enjoy.

Sec. 2. And be it further enacted that the corporate property of the towns of Bridgewater and New Chester, which is now situated within the above described boundaries and territory of Bristol, or the avails thereof, shall belong to said Bristol, but the rights or interest, which any person has in any schoolhouse in said Bridgewater or New Chester, shall not be affected by this act.

Sec. 3.—And be it further enacted that the inhabitants of that part of said Bridgewater, which is by this act included in said town of Bristol, shall continue to enjoy unimpaired by this act their present right of passing and repassing on the Mayhew Turnpike toll free.

Sec. 4. And be it further enacted that James Minot, Ichabod C. Bartlett and Joseph Flanders or any two of them, shall call the annual and first meeting of the inhabitants of said Bristol, to be holden on the second Tuesday of March in the year of our Lord one thousand eight hundred and twenty, by posting notifications for that purpose in the manner by law prescribed for warning annual town meetings in this State, and either of said three persons may preside therein until a moderator be chosen

Sec. 5. And be it further enacted that the center of the main channel of said Smith's river, be the boundary line between said Bristol and New Chester until it intersects the division line of lots numbered seventy two and seventy three in the first division, thence on said line to Pemigewasset river.

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PROPRIETORS OF UNION MEETING HOUSE IN ALEXANDRIA IN THE COUNTY OF GRAFTON.

[Approved June 24, 1819. Original Acts, vol. 25, p. 91; recorded Acts, vol. 21, p. 303.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that William Crawford, David Atwood Jun^r, their associates and successors, be and hereby are made a corporation by the name of the proprietors of Union Meeting house in Alexandria in the County of Grafton, with all the powers & privileges of similar corporations.

Sec. 2. And be it further enacted, that said corporation may purchase any land adjoining said Meeting house, not exceeding five acres, and hold the same in fee; may, by a majority of the proprietors present at the first meeting, divide the corporation into any number of shares and transact any business of the corporation; & at any legal meeting the corporation may vote assessments upon said shares, which may be collected, by sale of the shares at auction as the bylaws of the corporation shall direct, or by suit, after due notice, in any court of competent jurisdiction.

Sec. 3. And be it further enacted that said William Crawford and David Atwood Jun^r may call the first meeting of said proprietors by posting a written notification of the time & place of holding the same, at said meeting house, fifteen days prior to the meeting, and either of them may preside therein until a Moderator is chosen.

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT TO PROVIDE FOR THE INSPECTION OF HOPS FOR EXPORTATION.

[Approved June 24, 1819. Original Acts, vol. 25, p. 92; recorded Acts, vol. 21, p. 304. Session Laws, 1815-21, p. 227. Laws, 1824 ed., p. 39; id., 1830 ed., p. 121. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that from and after the first day of September next ensuing, no hops, (except such as shall be transported or conveyed out of this State by inland carriage) shall be shipped or exported from this State, unless they are of the quality herein aftermentioned and have been duly inspected, packed and marked agreeably to the provisions of this act; and that the hops so inspected shall be in square bags or pockets, each bag to contain four hundred weight and each pocket two hundred weight of merchantable hops, as near as may be.

Sec. 2. And be it further enacted, that hops shall not be deemed merchantable, unless they have been well picked, are free from stems and leaves, and dried on a kiln, with charcoal fire; and the bags or pockets in which they are packed shall be made sufficiently strong to preserve the hops from damage, and of such a texture as will fairly receive the marks of the cultivator and inspector; and the bags or pockets shall be marked with the name of the cultivator and the town in which he lives.

Sec. 3. And be it further enacted, that there shall be an Inspector of Hops for this State, who shall be appointed by the Governor and Council, shall be removeable at pleasure, shall give bond with sufficient sureties, to the Treasurer of this State in the penal sum of two thousand dollars for the faithful discharge of his duty and shall be sworn faithfully to perform the same; and such inspector shall have power to appoint Deputy Inspectors, who shall be removeable by him at pleasure, for whose conduct he shall be answerable, and from whom he may require sufficient bonds for the faithful discharge of their duty.

Sec. 4. And be it further enacted, that it shall be the duty of the Inspector or one of his Deputies, to examine the contents of every bag or pocket of hops intended to be shipped or exported from this State, except as by the first section excepted, in such manner as to ascertain the quality of such hops, and if found merchantable, as before prescribed; and that they are firmly packed, and have been so packed at least ten days previous to said examination; and that the bags or pockets are such as have been before prescribed; he

shall distinguish the same by marking them in legible characters, with the words, *first sort*, or *second sort*, or *refuse*, as their quality may be; he shall add thereto the date of the year of which, in his opinion, they are the growth, together with the initials of his Christian name, and the whole of his Surname and the letters *N. Hamp^r* (for New Hampshire), for which inspecting, marking, weighing, and delivering an attested schedule of the same, he shall receive at the rate of ten cents for every hundred pounds weight so inspected, to be paid to him by the purchaser, exclusive of the charges of re-packing and mending the bags or pockets when necessary, which shall be paid by the vender of the hops; and exclusive also of storage, should said hops be stored by said Inspector more than thirty days after being inspected.

Sect. 5. And be it further enacted that no hops shall be shipped from this state, unless the master or owner of the vessel in which such hops are shipped, shall produce to the Collector, or other Officer authorized by the laws of the United States to clear out vessels, a certificate of the Inspector or one of his Deputies for which he shall be allowed to charge twenty five cents, to be paid by the shipper, that the same has been duly inspected, marked and weighed, agreeably to the directions of this act; which certificate shall express the number of bags or pockets of each sort of hops, with the weight of each bag or pocket; and the master or owner of every vessel in which hops are so exported, shall, on producing such certificate, take and subscribe the following oath, viz, "I do swear, that according to the best of my knowledge and belief, the certificate hereunto annexed contains the whole quantity of hops on board the ship (naming her) of which (naming the master) is master, and that there are no hops on board said vessel for the use of the ships company, or freight or on cargo, but what have been inspected and marked according to the law of this State. So help me God."

Sect. 6. And be it further enacted that if any Inspector or Deputy Inspector of hops, on application made to him to examine any hops, shall unnecessarily neglect or delay to examine mark and weigh them, the Inspector or Deputy so neglecting or delaying shall for each offence forfeit and pay the sum of five dollars.

Sect. 7. And be it further enacted that if any person shall counterfeit or alter any mark belonging to, or proper to be used by the Inspector of hops, his Deputy or Deputies; or shall mark any bag or pockets of hops with any letters or marks aforesaid, he shall forfeit the hops so marked, and for each offence the sum of ten dollars; and if any person shall empty any bag or pocket of hops, marked as by this act is required, and put in any other hops, for sale or exportation, without first cutting out said marks, the person or persons so offending shall for each offence forfeit the sum of ten dollars.

Sec. 8. And be it further enacted that the Inspector of hops shall be entitled to receive from his Deputies one fifth part of all the fees said Deputies may receive in the execution of this act.

Sec. 9. And be it further enacted that if the Inspector of hops or any of his Deputies shall be guilty of any fraud in inspecting hops, contrary to the true intent and meaning of this act, or shall put their marks on any bag, pocket or package of hops, which have not been actually examined, inspected and found merchantable, he or they shall forfeit and pay twenty dollars for each and every bag, pocket, or package so falsely marked.

Sec. 10. And be it further enacted that if any person shall intermix, take out, or shift any hops from any bag, or pocket inspected and marked as by this act is required, or shall put in any other hops for sale or exportation, contrary to the true intention of this act, the person or persons so offending shall forfeit and pay twenty dollars for every such offence.

Sec. 11. And be it further enacted that all penalties and forfeitures arising by virtue of this act shall be recoverable by action of debt or information in any court proper to try the same, one moiety to the use of the town wherein the offence shall be committed the other moiety to him, who shall sue for the same.

Sec. 12. And be it further enacted that if any person shall export or ship for exportation out of this State any hops not marked and inspected as by this act is directed, every such exporter or shipper, and the master of any vessel having on board such uninspected hops, shall, on conviction, respectively forfeit and pay the sums following, the owner or exporter shall pay the sum of twenty dollars; the master of every vessel having the same on board the sum of ten dollars, for every bag or pocket exported or shipped for exportation. And it shall be lawful for the Inspector or any of his Deputies, on information given of any hops being put on board any vessels as aforesaid, not inspected and marked as required by this act, to issue a warrant directed to the Sheriff or his Deputy, or to a Constable, requiring them respectively to make a seizure of any such hops, and to secure the same in order for trial; and said officers are hereby respectively empowered and required to execute the same; and it shall be the duty of any person when requested to give the necessary aid for that purpose, on pain of forfeiting five dollars for his refusal. (Provided always that nothing in this act contained shall be construed to affect any hops conveyed or transported from this State by inland carriage agreeably to the first section of this act.

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT EMPOWERING THE TOWN OF THORNTON TO RAISE THE SUM OF FIVE HUNDRED DOLLARS ON THE POLLS AND ESTATES IN SAID THORNTON, FOR THE PURPOSE OF BUILDING A BRIDGE.

[Approved June 28, 1819. Original Acts, vol. 25, p. 93; recorded Acts, vol. 21, p. 309. Session Laws, 1815-21, p. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General court convened that the inhabitants of the town of Thornton at a meeting duly and legally warned and holden in said town be and they hereby are authorized and empowered to vote and raise the sum of five hundred dollars to be assessed on the polls and rateable estates of residents and non-residents in said Thornton for the purpose of building a bridge over Pemigewasset river in said Thornton, at such place as may be determined to be suitable by a majority of the committee herein aftermentioned.

Sec. 2. And be it further enacted that Arthur Livermore of Holderness, Thomas Whipple Jun^r of Wentworth and Thomas Perkins of New Hampton are hereby empowered to determine on the most suitable place in Thornton on which to erect the bridge over Pemigewasset river, at the expense of the town of Thornton; and the determination of either two of them, made in writing and given to the Selectmen of Thornton, shall be conclusive.

Sec. 3. And be it further enacted that the Selectmen of Thornton shall assess the aforesaid sum of five hundred dollars, according to the inventory of the present year, and shall on or before the tenth day of August next deliver the assessment together with their warrant to the collector of the town of Thornton, who shall give publick notice that such assessment has been made, and the purpose for which it is made, by publishing such notice three weeks successively in the New-Hampshire Patriot and State Gazette printed at Concord, commencing on or before the first day of September next, and shall also in said notice mention the time when the list of taxes on nonresidents shall be lodged with the Deputy Secretary, and when the Deputy Secretary is authorized by this act to return the said list to the Collector. and the Selectmen of Thornton and the Collector may proceed to enforce the collection of the taxes assessed agreeably to the provisions of this act in the same way and manner as by law is provided for the collection of State and County taxes.

Sec. 4. And be it further enacted that the collector of the said town of Thornton shall leave a list of the non-resident taxes, assessed agreeably to the provisions of this act, with the Deputy

Secretary on or before the first day of September next, and said list shall remain with the Deputy Secretary till the first day of January next, who is authorized to receive the taxes or any part of them, and directed to pay the sums received by him to the said collector; and it shall be the duty of the collector to leave at the office of the Deputy Secretary a true and attested copy of all sales by him made in pursuance of this act within thirty days from the time of sale. And the proprietors and claimants of any lands sold for payment of said taxes, shall have a right to redeem the same by payment of the tax and the charges incurred by said sale with six per centum interest thereon, from the time of sale, either to the Deputy Secretary or to the collector, in one year from the day of sale. And the Deputy Secretary shall pay over all monies by him received therefor to the collector, at the end of the year or sooner if requested. And the Deputy Secretary is hereby authorized to demand and receive such compensation for his services under this act, as by law he is entitled to receive for the collection of nonresident taxes.

Sec. 5. And be it further enacted that William Horner, Jabez B. Church and William Thornton, all of said Thornton, are hereby appointed a committee to see that the sums of money, collected on the assessment aforesaid, be faithfully expended for the purpose of building a bridge as aforesaid, according to the true intent and meaning of this act. And they are hereby authorized to receive of the collector of said town of Thornton all sums of money which may be by him received and collected under the authority given him by this act. And a certificate, signed by either two of said Committee, of the payment of any sums of money by any person paying taxes in said Thornton, shall be received by said collector in payment of the tax assessed as aforesaid. And the committee shall render an account of their doings in the premises to the town of Thornton within two years from the passing of this act.

[CHAPTER 49.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF PORTSMOUTH BRIDGE.

[Approved June 28, 1819. Original Acts, vol. 25, p. 94; recorded Acts, vol. 21, p. 312. Session Laws, 1815-21, p. 232. See act of July 9, 1874, Session Laws, 1872-76, p. 410; also joint resolution of July 14, 1877, id., 1877-81, p. 135.]

Whereas a bridge over the Piscataqua river between the towns of Portsmouth in this state and Kittery in the state of Massachusetts would be of great publick utility; and whereas Edward Cutts, Jere-

miah Mason, John Langdon, Nathaniel A. Haven, James Sheafe, John F. Parrott, Thomas Haven, William Rice, Henry Ladd, and others, their associates have petitioned the general court for liberty to build the same and to be incorporated for that purpose;—therefore

Sec. 1. Be it enacted by the Senate and House of Representatives in general court convened, that the persons above named with their associates, who are or shall become proprietors in said bridge, so long as they shall continue proprietors thereof, shall be a body politick and corporate for the purpose aforesaid, by the name of *the proprietors of Portsmouth bridge* with power to purchase and hold such estate as may be necessary to carry into effect the object of the said corporation, with all the powers and privileges and subject to all the liabilities incident to corporations of a similar nature.

Sec. 2nd And be it further enacted that Edward Cutts, Jeremiah Mason, John F. Parrott, William Rice & Thomas Haven, or any three of them may call a meeting of said corporation by advertisement in the New Hampshire Gazette, to be holden at any suitable time and place, after seven days from the first publication of said advertisement, and the proprietors by a vote of the majority of those present at such meeting, shall choose a clerk and at the same or any subsequent meeting—may elect such other officers and establish all such rules and by-laws as may be deemed necessary for the regulation and government of said corporation, and for carrying into effect the objects of the same; provided said rules & by-laws be not repugnant to the constitution and laws of this State.

Sec. 3.—And be it further enacted that the proprietors be and hereby are permitted and empowered to erect a bridge over Piscataqua river between the said town of Portsmouth & town of Kittery in the state of Massachusetts and also a bridge between the main land and Ham's island in said town of Portsmouth.

Sec. 4.—And be it further enacted, that the right of building and maintaining a bridge across said river Piscataqua, commencing at any place on the margin of said river between Rindge's wharf in said Portsmouth and the town of Newington be and the same is hereby fully granted to said proprietors.

Sec. 5.—And be it further enacted, that when said bridge shall be made passable for travellers, the said proprietors shall exhibit to the justices of the superior court of judicature an account of the sums expended for the same, upon the exhibition of which, the said justices of the superior court shall be authorized and required to establish the rates of toll to be received by said proprietors for the use of said bridge, which rates of toll the said justices may alter at such times as they may deem expedient.

Sec. 6. And be it further enacted—that said proprietors shall be authorized to demand and receive from each and every person, who shall pass over or upon said bridge such toll as shall be estab-

lished by said justices of the superior court of judicature, and shall be empowered to erect gates and detain persons at said bridge until the tolls be paid for which they may be liable.

Sec. 7—And be it further enacted that a draw or hoist in said bridge shall be constructed, over the channel of said river, of sufficient width for vessels to pass and repass freely, and the said proprietors shall cause the same to be hoisted or opened without delay for the accommodation of all such vessels as may have occasion to pass through the same and for which the hoisting, or opening said draw may be necessary.

Sec. 8. And be it further enacted, that an arch shall be constructed in said bridge, in a convenient place, and of sufficient dimensions to permit all boats gondolas and small craft freely to pass under the same; a plan of which shall be exhibited to, and approved by the justices of said Superior court before said bridge shall be erected.

Sec. 9. And be it further enacted that unless said bridge be erected and finished within the term of ten years, then this grant shall be void.

[CHAPTER 50.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE THE TRUSTEES OF THE NEWMARKET WESLEYAN ACADEMY IN NEWMARKET."

[Approved June 28, 1819. Original Acts, vol. 25, p. 95; recorded Acts, vol. 21, p. 315. See act referred to, dated June 23, 1818, *ante*, p. 691.]

Sec. 1st Be it enacted by the Senate and House of Representatives, in General Court convened, that the Trustees of Newmarket Wesleyan Academy be known and distinguished, hereafter, by the name of the "Trustees of Newmarket and Kingston Wesleyan Academy," and in that name may do and transact all business agreeably to their original act of incorporation.

Sec. 2nd Be it further enacted, that the said Trustees may erect the necessary buildings and take such other measures as they shall see proper to establish an associate Academy at Kingston in the County of Rockingham, and may do and transact all business relating thereto, as they may, by law do and transact in relation to the Academy at Newmarket.

[CHAPTER 51.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A RELIGIOUS SOCIETY BY THE NAME OF THE
 FIRST CHRISTIAN BAPTIST SOCIETY IN LEE.

[Approved June 28, 1819. Original Acts, vol. 25, p. 96; recorded Acts, vol. 21, p. 316.]

Sec. 1st Be it enacted by the Senate and House of Representatives, in General Court convened, That John Osborne, Joseph Durell and Thomas Flanders with their associates, and such others as may hereafter associate with them, be and they hereby are made and erected into a body corporate and politic to have continuance and succession forever, by the name and stile of the First Christian Baptist Society in Lee, and by that name may sue and be sued, plead and be impleaded, prosecute and defend to final judgment and execution; and are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, and may purchase and receive subscriptions, grants, and donations of real and personal estate, not exceeding three thousand dollars, for the use and benefit of said corporation, and may have and use a common seal, and the same may at pleasure, break alter and renew; and may make ordain and enforce such bye laws and ordinances as to them shall appear necessary and convenient for the government of said corporation, provided such bye laws & ordinances are not repugnant to the laws and constitution of this State.

Sec. 2nd And be it further enacted, that said Society, be and hereby are, authorized and empowered to raise such sum or sums of money as they shall judge necessary for the support and maintenance of a public teacher of piety, religion and morality and to erect build and keep in repair a house or houses of public worship; and all monies so raised shall be assessed upon the polls and rateable estates of the members according to the invoice taken by the Selectmen of the Town for the year in which the money shall be voted to be raised; and may elect all such officers as are proper for managing the concerns of said Society, and such officers shall be sworn to the faithful discharge of their respective duties, and shall have the same powers and be subject to the same penalties as similar town officers who are chosen and sworn by the laws of this State.

Sec. 3^d—And be it further enacted, that said Society shall hold their annual meeting on the first tuesday of March annually forever, and all meetings subsequent to the first meeting of said Society shall be warned by the Clerk thereof in such way

and manner as shall be agreed upon by the majority of said Society. And every member joining said Society shall sign his or her name in the book of records thereof. And any member may be discharged therefrom by giving notice of such intention in writing to the Clerk of said Society three months previous to his or her leaving the same, which notice shall be recorded by the Clerk; and all persons who may leave said Society, or who may be discharged from the same, shall be holden liable to pay their just proportion of all debts due from said Society in their corporate capacity, at their leaving the same. And no person shall leave said Society, until he or she shall have paid all taxes and assessments previously made upon him or her for the support of religious worship.

Sec. 4th And be it further enacted, that said John Osborne, Joseph Durell and Thomas Flanders, or any two of them shall warn the first meeting of said Society, to be holden in Lee on the first Tuesday of August next by posting up a notification specifying the object thereof at the meetinghouse in said Lee fifteen days previous to said meeting. And that either of them shall preside in said meeting until a moderator shall be chosen. And at said first meeting said Society shall have the same powers they are hereby vested with at their annual meetings.

Sec. 5th And be it further enacted, that all sums of money assessed and raised by said corporation for the purposes and uses aforesaid, shall be voted at their annual meetings and at no other time.

[CHAPTER 52.]

State of }
New Hampshire. }

AN ACT, IN AMENDMENT OF AN ACT, ENTITLED AN "AN ACT TO EXEMPT CERTAIN PERSONS BELONGING TO THE NEW HAMPSHIRE IRON MANUFACTORY FROM MILITARY DUTY," PASSED JUNE 29TH 1818.

[Approved June 29, 1819. Original Acts, vol. 25, p. 97; recorded Acts, vol. 21, p. 319. Session Laws, 1815-21, p. 235. See act referred to, *ante*, p. 740.]

Whereas, on the Petition of the New-Hampshire Iron Factory Company, in Franconia, in the County of Grafton, an act was passed, on the 29th of June. AD. 1818. to exempt the furnace men employed by said Company, in Franconia from Military duty, during such time as their furnace may be in blast; And whereas, from the words of said Act, doubts have arisen, whether the furnace men of said Company, employed as aforesaid, are exempted

from Military duty, by said act, Wherefore to remove such doubts.

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that by the words "all such persons as are actually employed as furnace men, in the New Hampshire Iron Manufactory, in Franconia," in the first section of the Act aforesaid, was, and is meant and intended, the furnace Men actually employed by the said Company in Franconia, as aforesaid, and the same are exempted from Military duty, during such time as said Furnace may be in blast, and no longer.

[CHAPTER 53.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF SALMON TROUT IN SUNAPEE LAKE

[Approved June 29, 1819. Original Acts, vol. 25, p. 98; recorded Acts, vol. 21, p. 320. Session Laws, 1815-21, p. 236. Laws, 1824 ed., p. 122; id., 1830 ed., p. 256. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the senate and House of Representatives, in general court convened.

That if any person or persons shall use any Seine, Spear, Stab, Ware, or Net, for the purpose of catching or destroying any Fish, called and known by the name of salmon trout, in sunapee Lake, lying in the towns of Fishersfield, Newlondon and Wendell, or in the Brooks and streams leading and runing into said Lake; such person or persons shall for each and every Salmon trout so caught and destroyed pay the sum of two dollars, to be recovered by an action of debt, before any Justice of the peace within the County in which such offence shall have been committed; the one half thereof to the use of the person who may sue for the same and the other half for the use of the town in which the offence shall have been committed, provided nevertheless, that this Act shall not take effect till the first day of september next

[CHAPTER 54.]

State of }
New Hampshire. }

AN ACT TO REPEAL CERTAIN ACTS RELATIVE TO THE PASSAGE OF FISH
 IN SALMON BROOK, IN THE TOWN OF DUNSTABLE.

[Approved June 29, 1819. Original Acts, vol. 25, p. 99; recorded Acts, vol. 21, p. 321. Session Laws 1815-21, p. 236. Laws, 1824 ed., p. 122; id., 1830 ed., p. 249. This act partially repeals the acts of June 20, 1811, *ante*, p. 45; June 23, 1814, id., p. 351, and June 25, 1818, id., p. 708. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened that so much of an act entitled an act to prevent the destruction of salmon, shad and alewives in Mer-rimac river, and the several streams falling into the same, so far as it relates to the passage of fish in salmon Brook, passed June twentieth eighteen hundred and eleven. Also an act, Entitled an act, granting relief to the Proprietors and owners of Mill seats, manufactories and dams, on salmon brook so called in Dunstable, passed June 23rd 1814 also an act, Entitled an act, in addition to and amendment of an act, entitled "an act granting relief to the proprietors and owners of Mill seats, manufactories and dams on salmon brook, so called, in Dunstable," passed June 25, 1818, be and the same are hereby repealed.

[CHAPTER 55.]

State of }
New Hampshire. }

AN ACT TO EXTEND THE TIME LIMITED FOR COMPLETING THE LOCKS
 & CANALS AT DODGE'S FALLS.—

[Approved June 29, 1819. Original Acts, vol. 25, p. 100; recorded Acts, vol. 21, p. 322. Session Laws, 1815-21, p. 237. See act of December 19, 1816, *ante*, p. 565; also act of July 2, 1831, recorded Acts, vol. 28, p. 188.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that the time limited, by an act entitled "an act to incorporate a company by the name of the proprietors of the Locks and Canals at Dodge's Falls," passed December the nineteenth AD. eighteen hundred and Sixteen, for completing said works, be extended three years from the expiration thereof; and that every part of said Act, not inconsistent with this act, shall be and remain in as full force as if the time for completing said works had been first limited to six years.

[CHAPTER 56.]

State of }
New Hampshire. }

AN ACT ESTABLISHING THE TIMES, AND PLACES, FOR HOLDING THE
 PROBATE COURT, IN THE COUNTY OF ROCKINGHAM.

[Approved June 29, 1819. Original Acts, vol. 25, p. 101; recorded Acts, vol. 21, p. 323. Laws, 1824 ed., p. 131. See act of December 15, 1824, Session Laws, 1824, Chap. 47.]

Be it enacted by the Senate & House of Representatives, in General Court, convened, that the Probate Court, within and for the County of Rockingham, shall hereafter be holden at the following times, and places—

At Londonderry, on the first tuesday of January, and on the first tuesday of May, and on the first tuesday of September.

At Concord, on the thursday following the first tuesday of January, and on the thursday following the first tuesday of May, and on the thursday following the first tuesday of September

At Epsom, on the friday following the first tuesday of January, and on the friday following the first tuesday of May, and on the friday following the first tuesday of September

At Portsmouth, on the second tuesday of January, and on the second tuesday of May, and on the second tuesday of September

At Exeter, on the thursday following the second tuesday of January, and on the thursday following the second tuesday of May, and on the thursday following the second tuesday of September

And at all such other times, and places, as the Judge of Probate for the aforesaid County, may appoint—

And be it further enacted that such part or parts of all Acts. & Resolves, as direct the Probate Court for the County of Rockingham, to be held at other times, than those hereby appointed, be and the same are hereby repealed.

[CHAPTER 57.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CALVINISTIC BAPTIST SOCIETY
 IN LIME.

[Approved June 29, 1819. Original Acts, vol. 25, p. 102; recorded Acts, vol. 21, p. 325.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that David Conant, Abel Franklin, Simeon Southworth, James Beals, Nathaniel Southworth, Moses

Flint, Benjamin Swasey and their associates and successors be a corporation, for the purpose of supporting publick instruction in religion and morality, by the name of the First Calvinistic Baptist Society in Lime.

Sec. 2. And be it further enacted, that Said Corporation shall have the power of holding any estate for said purpose not exceeding five thousand dollars in value; of choosing assessors, collectors and other officers, who shall have the same powers and liabilities as similar officers of the town have, of raising money at annual meetings; and shall have all other powers incident or common to like corporations.

Sec. 3. And be it further enacted, that any person may join said Society by signing the Clerks book of records or may leave the same by delivering him a written notification of his or her intention so to do. Provided however, that no person shall join or leave said Society until all taxes and debts, due from him or her for the support of publick instruction in religion and morality, shall have been paid.

Sec. 4. And be it further enacted, that David Conant, and Abel Franklin, or either of them, may call the first meeting of said Society by posting up, at the Baptist meeting house in Lime, fifteen days prior to the meeting, a notification of the time and place of holding the same, and either of them may preside therein until a moderator is chosen. And at said meeting the Society may fix the time of their annual meetings.

[CHAPTER 58.]

State of }
New Hampshire. }

AN ACT FOR INCORPORATING CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF SOUHOOK VILLAGE LIBRARY IN LOUDON.

[Approved June 29, 1819. Original Acts, vol. 25, p. 103; recorded Acts, vol. 21, p. 327.]

Sect. 1. Be it enacted by the Senate and House of Representatives in General Court convened that Shadrach Cate, Thomas Brown, William Chamberlain, Joseph Baker, Joseph Haines, Preserved Robertson, Philip Brown, Joshua Emery, Philip Brown Jun^r and their associates, proprietors of said Library, and those who may hereafter become proprietors of the same, be a corporation by the name of the proprietors of the Soucook Village Library in Loudon, with all the powers and privileges incident and common to similar corporations.

Sec. 2. And be it further enacted that the annual meetings of said corporation shall be on the first monday of November, at which

all monies for the purposes of the corporation shall be raised, and payment of the same monies may be enforced by disfranchisement, & fines not exceeding five dollars for any one offence may be imposed by the by laws of the corporation.

Sec. 3. And be it further enacted that said Philip Brown Jun^r, William Chamberlain and Shadrach Cate, or either two of them may call the first meeting of the Proprietors aforesaid by posting up notifications for that purpose at two public places in Loudon fifteen days prior to the meeting.

[CHAPTER 59.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE FIRST CONGREGATIONAL SOCIETY IN FARMINGTON.

[Approved June 29, 1819. Original Acts, vol. 25, p. 104; recorded Acts, vol. 21, p. 328.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that John Wingate, Jun^r, Ephraim Kimball, Richard Furber and their associates and those, who may hereafter associate with them, be a corporation, for the support of public instruction in religion and morality, by the name of the First Congregational Society in the town of Farmington, with all the powers, privileges & immunities of similar corporations.

Sec. 2. And be it further enacted, that the corporation aforesaid may hold any estate for the purposes of the Society not exceeding three thousand dollars in value; may elect assessors, collectors and other necessary officers, who shall have the same powers and liabilities as similar officers of the town; & may raise money at its annual meetings only, which shall always be holden on the third tuesday of March.

Sec. 3. And be it further enacted that any person may join said Society by signing the Clerk's book of records or may leave the same by delivering the Clerk a written declaration of his or her intention so to do, and paying all taxes and debts due from him or her to said Society.

Sec. 4. And be it further enacted that said John Wingate Jun^r, Ephraim Kimball and Richard Furber, or either two of them may call the first meeting of said corporation by posting up a notification for that purpose at some publick place in said town of Farmington, fifteen days prior to the meeting, expressing the time, place and object of the same.

[CHAPTER 60.]

State of }
New Hampshire. }

AN ACT, TO REPEAL A PROVISIO IN AN ACT, TO INCORPORATE SALISBURY FIRE ENGINE COMPANY NUMBER ONE PASSED JUNE 29TH A.D. 1818.

[Approved June 29, 1819. Original Acts, vol. 25, p. 105; recorded Acts, vol. 21, p. 329.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That the proviso of an act to incorporate, Salisbury fire Engine Company number one, which is in the words following—to wit—"Provided that there shall not be exempt from Military duty any more than nine persons in consequence of being members of said Company, any law to the contrary notwithstanding," be, and the same hereby is repealed.

[CHAPTER 61.]

State of }
New Hampshire. }

AN ACT IN AMENDMENT OF AN ACT ENTITLED "AN ACT FOR THE TAKING OF AFFIDAVITS OUT OF COURT," PASSED FEBRUARY 9TH A.D. 1791.

[Approved June 29, 1819. Original Acts, vol. 25, p. 106; recorded Acts, vol. 21, p. 330. Session Laws, 1815-21, p. 241. Laws, 1824 ed., p. 42. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 612. See act of June 18, 1807, id., vol. 7, p. 605. Repealed by act of December 31, 1828, Laws, 1830 ed., p. 505.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That no deposition shall be hereafter taken, to be used on the trial of any civil cause, if the adverse party shall reside without this State, and more than twenty miles from the place of caption, or of the party proposing to take such deposition, and hath an agent or attorney living within this State, unless, previously to the taking such deposition, the agent or attorney of such adverse party shall be duly notified of the name, of the Justice before whom such deposition is to be taken, and, of the time and place of taking the same, in the same way and manner as is provided in the act to which this act is in amendment, for the notification of the adverse party, who may live within this State, and as is provided in the act in addition to and in amendment of the same, passed June 18th 1807.

Sec. 2. And be it further enacted, That no person, for the purposes of this act, shall be considered as the agent or attorney of another, until such agent or attorney shall have endorsed the writ, or endorsed his name on the summons to be left with the defendant in the cause; or until he shall have appeared for his principal in the cause, before the Justice of the peace, referees or arbitrators, or in the court where the said action shall be pending, or shall have given notice, in writing, stating he is the agent or attorney in the cause, to the other party or his attorney.

Sec. 3. And be it further enacted, that there shall be annexed to the caption and return of every deposition, to be hereafter taken, to be used in the trial of any civil cause, when the adverse party, his agent or attorney shall not appear at the taking thereof, a copy of the notice left with such adverse party, his agent or attorney, with the return of the officer, or affidavit of the person leaving such notice, thereon, stating the time of leaving or delivering such notice.

Sect. 4. And be it further enacted, That this act shall not take effect before the first day of September next.

[CHAPTER 62.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT FOR THE ADMEASUREMENT OF BOARDS AND FOR REGULATING THE TALE OF SHINGLES, CLAPBOARDS, HOOPS AND STAVES; AND FOR OTHER PURPOSES THEREIN MENTIONED, PASSED JUNE 21ST 1785

[Approved June 29, 1819. Original Acts, vol. 25, p. 107; recorded Acts, vol. 21, p. 332. Session Laws, 1815-21, p. 242. Laws, 1824 ed., p. 43; id., 1830 ed., p. 217. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 60. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that all cedar and pine shingles that shall be offered for sale in this State, shall be of the following dimensions and shall be surveyed and inspected by the surveyor appointed under the law of this State, passed February 8th 1791, and each bunch or bundle shall be branded across the butt of the same as follows N^o 1- 2- 3- 4 or R.- All shingles shall be split cross ways of the grain and be free from sap, shakes and worm holes. *N^o One* shall be at least eighteen inches long, half an inch thick at the butt end, four inches wide, straight rifted and breasted—*N^o Two*, shall be at least eighteen inches long, seven sixteenths of an inch thick at the butt end, four inches wide straight rifted and breasted. *N^o three* shall be at least seventeen inches long, three

eighths of an inch thick at the butt end, four inches wide and straight rifted—*N^o four* shall be at least fifteen inches long—three eighths of an inch thick at the but end, four inches wide, straight rifted—*Refuse* shall consist of such shingles as will not pass inspection for either of the above classes, unless in the opinion of the surveyor they shall be so bad as to be worth less than half price of *N^o one*, in which case they shall be branded *O*, and said surveyor for branding and inspecting, as required by this act, shall be allowed four cents for each and every thousand so branded and inspected.

Sec. 2. And be it further enacted, that no shingles of any quality shall pass inspection, unless so packed as to contain by admeasurement one fourth part of a thousand in each round bunch, and either one thousand, one half thousand or one fourth of a thousand in each square bunch, and shall also be branded with the letters N. H. by a brand to be provided in each town in which such surveyor is appointed.

Sec. 3. And be it further enacted, that any person who shall, after the first day of April next, offer for sale any shingles in this State, or who shall export any shingles from this State branded *O*, or which are not branded at all, or are branded in any manner not prescribed by this act, he or they shall forfeit the same or the value thereof, one half to the person who will sue or prosecute for the same, the other half for the use of the town where the offence is committed. Provided that all shingles made prior to said first day of April shall be exempt from forfeiture under this act.

Sec. 4. And be it further enacted, that so much of the aforesaid act, of which this is an addition, passed June 21st 1785, as relates to the inspection of shingles, be, and the same is, hereby repealed.

[CHAPTER 63.]

State of }
New Hampshire. }

AN ACT TO EMPOWER STEPHEN ARLIN TO ASSUME THE NAME OF STEPHEN GILMAN.

[Approved June 29, 1819. Original Acts, vol. 25, p. 108; recorded Acts, vol. 21, p. 334.]

Be it enacted by the Senate and House of Representatives, in General Court convened, that the name of Stephen Arlin of Barrington in the County of Strafford be altered and changed to Stephen Gilman, and that he be hereafter known and called by the name of Stephen Gilman, any law or usage to the contrary notwithstanding.

[CHAPTER 64.]

State of }
New Hampshire. }

AN ACT TO PREVENT VEXATIOUS LAWSUITS AND TO LIMIT BILLS OF COST.

[Approved June 29, 1819. Original Acts, vol. 25, p. 109; recorded Acts, vol. 21, p. 335. Session Laws, 1815-21, p. 243. Laws, 1824 ed., p. 99; id., 1830 ed., p. 324. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened, That the justices of the several Courts of Common Pleas and of the Superior Courts of judicature in all actions triable before them be authorized to limit and allow such bills of costs as law and justice shall require.

Sec. 2^d And be it further enacted, That when several judgments are rendered on the same contract, bond or note against the several signers at the same term of the Court, the justices of said Court may allow such or so many of said bills of costs as shall be thought just and equitable; and there shall not issue from the Clerks office, except by order of the Court when it shall be thought necessary to secure said debt, more than one execution on said judgments at the same term for debt or damage: but on return of said execution or executions not satisfied, or satisfied only in part, the Clerk is authorized to issue a new execution, or the creditor may take out an execution on either of the other judgments for the amount of debt or damages and costs, that shall remain unsatisfied.

[CHAPTER 65.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE SECOND LIBRARY ASSOCIATION IN HANOVER.

[Approved June 30, 1819. Original Acts, vol. 25, p. 110; recorded Acts, vol. 21, p. 336.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that Henry H. Chandler, Silas T. Vaughan and Harvey Chase and their associates and successors be a corporation, by the name of the Second Library Association in Hanover, with all the powers and privileges of similar corporations.

Sec. 2. And be it further enacted that said Henry H. Chandler, Silas T. Vaughan & Harvey Chase or either two of them may call the first meeting of the Association by posting a notification there-

for, at some public place in said Hanover, fifteen days before the meeting, expressing the time & place of the same; and either of them may preside until a moderator is chosen.

[CHAPTER 66.]

State of }
New Hampshire. }

AN ACT TO CHANGE THE PLACE OF HOLDING THE SEPTEMBER TERM OF THE SUPERIOR COURT OF JUDICATURE IN THE COUNTY OF STRAFFORD

[Approved June 30, 1819. Original Acts, vol. 25, p. 111; recorded Acts, vol. 21, p. 337. Session Laws, 1815-21, p. 244. Laws, 1824 ed., p. 202.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that, after the first day of October next, the term of the Superior Court of judicature, which is holden in the month of September annually in the County of Strafford in this State, shall be holden at Gilford in said County in the Village near Meredith bridge, Provided a suitable building for the accommodation of said Court shall be erected and furnished for that purpose without expense to said County, and notice thereof shall be lodged with the Clerk of said Court, certified by the Selectmen of Gilford, six weeks prior to the first Tuesday of September A.D. eighteen hundred and twenty.

Sec. 2. And be it further enacted that all writs, venire, recognizances, appeals, actions, indictments, warrants and processes of every kind, which may be made returnable to said Court, at Dover in said County in September A.D. one thousand eight hundred and twenty, shall be returned to, and sustained by, said court at Gilford, provided the conditions of this act are performed.

[CHAPTER 67.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF THE FIRST MEETING HOUSE IN NEW CHESTER.

[Approved June 30, 1819. Original Acts, vol. 25, p. 112; recorded Acts, vol. 21, p. 338.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Thomas Favour, William W. Sargent, Sethus B. Forbes, Wait Stevens, Daniel Favour, Samuel Favour, John McCrillis, Moses Wells, Ebenezer Mason, their associates, those, who may hereafter associate with them, and their suc-

cessors and assigns be a corporation by the name of the Proprietors of the First Meeting house in New Chester.

Sec. 2. And be it further enacted, that said corporation may hold any estate not exceeding five thousand dollars in value; may collect, by advertising and selling the pews in said meeting house in such manner as may be ordered by the corporation, all monies now due for the original purchase of said pews, or which may be regularly assessed on them for completing and repairing said meeting-house, which monies hereafter to be assessed shall be in proportion to the sums for which said pews were originally sold; and may have all other powers incident to similar corporations.

Sec. 3. And be it further enacted, that said Thomas Favour, William W. Sargent and Sethus B. Forbes or either two of them may call the first meeting of the corporation by posting up at said meeting house, fifteen days prior to the meeting, a notification of the time, place and objects of the same, and either of them may preside therein until a Moderator be chosen. And at said first meeting the time of the annual meetings shall be fixed, and no assessments shall be made except at the annual meetings.

[CHAPTER 68.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS INTO A SOCIETY BY THE NAME OF THE FIRST REGULAR BAPTIST SOCIETY IN CHESTER AND ITS VICINITY.

[Approved June 30, 1819. Original Acts, vol. 25, p. 113; recorded Acts, vol. 21, p. 340.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Pearson Richardson, Peter Hall and William Bell, their associates and successors, be and they hereby are incorporated into a religious Society and body corporate by the name of the First Regular Baptist Society in Chester and its vicinity, to have continuance and succession, forever, and to possess and enjoy all the powers and privileges accruing to corporations of a similar nature, provided nevertheless that the real and personal estate, which said Society may hold, shall not, exclusive of its place of public worship, exceed the sum of three thousand dollars in value.

Sect. 2. And be it further enacted, that Pearson Richardson and Peter Hall or either of them may call the first meeting of the Society and preside therein until a moderator shall be chosen. And forever thereafter the first tuesday of March in each successive year, shall be the day on which the annual meeting of the Society shall be

holden. And at the first meeting, and at any subsequent annual meeting the Society may determine and alter the mode of warning the annual and other meetings; may raise money for the support of a Baptist minister of the gospel and for discharging the incidental expenses of the Society, may elect such officers as they may deem necessary, and may enact by-laws for the government of the Society and of its members, provided said by-laws are not repugnant to the constitution and laws of this State—

Sect. 3. And be it further enacted, that all monies raised by the Society shall be assessed upon the polls and rateable estate of the members according to the invoice taken by the Selectmen of the towns in which the members reside for the year in which the money shall be voted to be raised; and the several officers chosen by the Society shall be sworn in the same manner and shall, so far as is necessary for fulfilling the purposes of their appointment, have the same power and be subject to the same penalties as similar town officers who are chosen and sworn by virtue of the laws of the State.

Sect. 4. And be it further enacted, that whenever any person shall desire to become a member of said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth enjoy all the privileges, and be subject to all the liabilities of the other members of the corporation. And whenever any member shall desire to leave said Society, he shall make application in writing to the Clerk, who shall enter the same on record, and such person shall thenceforth cease to be a member—provided nevertheless that no person shall join or leave said Society until he shall have paid all legal taxes and assessments previously made upon him for the support of religious worship—

[CHAPTER 69.]

State of }
New Hampshire. }

AN ACT, IN AMENDMENT OF AN ACT ENTITLED AN ACT, FOR REGULATING TOWNS AND THE CHOICE OF TOWN OFFICERS, PASSED FEBRUARY 8TH, ANNO DOMINI 1791,—

[Approved July 1, 1819. Original Acts, vol. 25, p. 114; recorded Acts, vol. 21, p. 342. Session Laws, 1815-21, p. 246. Laws, 1824 ed., p. 44. The act referred to is printed in Laws of New Hampshire, vol. 5, p. 587. See additional acts of December 23, 1820, *post*, and July 3, 1823, Session Laws, 1823, Chap. 60. Partly repealed by act of June 28, 1827, Laws, 1830 ed., p. 451; also by act of July 3, 1827, *id.*, p. 462.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, That the inhabitants of each town in this State, qualified to vote at any meeting duly and legally

warned and holden in such town, may grant and vote such sum or sums of money as they shall judge necessary for the support of schools, school houses, the maintenance of the poor, for laying out and repairing highways, for building and repairing bridges, and for all the necessary charges arising within said town, to be assessed on the polls and estates in said town as the law directs.

Sec. 2nd And be it further enacted, That the tenth section of the Act, to which this is an amendment, be and the same is hereby repealed. Provided that towns between which and any settled minister there is prior to, or at the passing of this act a subsisting contract, shall have a right from time to time to vote, assess, collect and appropriate such sum or sums of money as may be necessary for the fulfilment of such contract and for repairing meetinghouses now owned by such town so far as may be necessary to render them usefull for town purposes—Provided that no person shall be liable to taxation for the purpose of fulfilling any contract between any town and settled minister who shall prior to such assessment file with the town clerk of the town where he may reside a certificate declaring that he is not of the religious persuasion or opinion of the minister settled in such town.

Sec. 3^d And be it further enacted, that each religious sect or denomination of Christians in this State may associate and form societies, may admit members, may establish rules and byelaws for their regulation and government, and shall have all the corporate powers which may be necessary to assess and raise money by taxes upon the polls and rateable estate of the members of such associations, and to collect and appropriate the same for the purpose of building and repairing houses of public worship, and for the support of the ministry; and the assessors and collectors of such associations shall have the same powers in assessing and collecting, and shall be liable to the same penalties as similar town officers have and are liable to—Provided that no person shall be compelled to join or support, or be classed with, or associated to any congregation, church or religious society without his express consent first had and obtained—Provided also, if any person shall choose to separate himself from such society, or association to which he may belong, and shall leave a written notice thereof with the clerk of such society or association, he shall thereupon be no longer liable for any future expenses which may be incurred by said society or association—Provided also, that no association or society shall exercise the powers herein granted until it shall have assumed a name and stile by which such society may be known and distinguished in law, and shall have recorded the same in a book of records to be kept by the clerk of said Society, and shall have published the same in some newspaper in the County where such society may be formed if any be printed therein, and if not then in some paper published in some adjoining County.—

[CHAPTER 70.]

State of }
New Hampshire. }

AN ACT TO REPEAL AN ACT RELATIVE TO THE PASSAGE OF FISH IN PENNY CHOOK BROOK BEING THE LINE BETWEEN THE TOWNS OF MERRIMAC AND DUNSTABLE.

[Approved July 1, 1819. Original Acts, vol. 25, p. 115; recorded Acts, vol. 21, p. 344. Session Laws, 1815-21, p. 247. Laws, 1824 ed., p. 123; id., 1830 ed., p. 250. The act repealed is dated June 20, 1811, *ante*, p. 45. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted by the senate and House of Representatives, in General Court convened, that so much of an act entitled, "an act to prevent the distruction of salmon, shad and alewives in Merrimac river, and the several streams falling into the same," so far as it relates to the passage of fish in penny chook brook passed June 20, 1811, be, and the same is hereby repealed.

[CHAPTER 71.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PHYSICIANS, BY THE NAME OF THE "PORTSMOUTH MEDICAL ASSOCIATION."

[Approved July 1, 1819. Original Acts, vol. 25, p. 116; recorded Acts, vol. 21, p. 345.]

Sec: 1 Be it enacted by the Senate and House of Representatives, in General Court convened—That James H. Pierrepont, Josiah Dwight, John Thurston, Charles A. Cheever & William E. Langdon, and their associates and successors, be and they are hereby made & constituted a body politic and corporate for promoting the increase of Medical Knowledge by the purchase of books, and other means best adapted to this end, by the name of "the Portsmouth Medical Association, and by the same name shall be and continue a body politic and corporate, and have possess and enjoy all the rights privileges and immunities of a corporation, for the purposes aforesaid, and shall have power to make all necessary bye laws rules and regulations for their government and the furtherance of the object of their incorporation, not repugnant to law & to annex reasonable fines & penalties to the breach of them, not exceeding twenty dollars, and to sue for and recover said fines &

penalties in any Court proper to try the same, and to have and hold by gift grant or otherwise any estate real or personal, the annual income of which shall not exceed five hundred dollars, which annual income, and the amount of fines to be received shall be appropriated to purposes not inconsistent with the objects aforesaid.

Sec: 2 And be it further enacted that James H. Pierrepont be and he hereby is authorized to notify and call the first meeting of this association, by giving personal notice to the persons aforesaid, seven days previously to the said meeting.

[CHAPTER 72.]

State of }
New Hampshire. }

AN ACT TO RESTORE CERTAIN ESTATES TO THEIR ORIGINAL CONNECTION WITH THE TOWN OF PIERMONT.

[Approved July 1, 1810. Original Acts, vol. 25, p. 117; recorded Acts, vol. 21, p. 347. Session Laws, 1815-21, p. 248. See additional act of July 3, 1822, recorded Acts, vol. 22, p. 274.]

Sect 1st Be it enacted by the Senate and house of Representatives in general court convened That all the lands north of Simeon and Isaac Smith's farms which were formerly disannexed from Piermont and annexed to Wentworth by act of the Legislature of this State and the occupants and owners thereof be and the same are hereby restored to their original connection with the town of Piermont any thing in said Act to the contrary notwithstanding.

[CHAPTER 73.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE ALSTEAD ACADEMY ASSOCIATION.

[Approved July 1, 1810. Original Acts, vol. 25, p. 118; recorded Acts, vol. 21, p. 347.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That an Academy, for the instruction of youth in the various branches of literature, be established in Alstead; and that James Chandler, Charles Webster, Calvin Benton, Abel Shed, John Chandler Ezra Kidder, Jacob Fisher, John M. Way, Nathaniel Vilas, Levi Warren, Eber Carpenter, Joseph Lawrence, Nathaniel Shepard, Richard Beckwith, John

Ladd, Azel Hatch, Richard Beckwith Jun^r, Jonas Newell, Isaac Baker, Daniel Wilson, Jonathan Farnsworth, Solomon B. Clisbee, Seth Blake, Phinehas Mirick, Arva Cook, Allen Slade, William Shepard, Thomas Burroughs, Thomas D. Brooks, and Joseph Kingsbury, and their associates and successors be, and they hereby are, incorporated and made a body corporate and politic forever, by the name of The Alstead Academy Association; and by that name may sue and be sued, prosecute and be prosecuted, defend and be defended, to final judgment and execution; may, for the use, benefit, and support, of said Academy, and for no other purpose, receive, purchase, and hold, grants and donations of real and personal estate to the value of ten thousand dollars; may erect, build, and repair, suitable buildings for the use and accommodation of said Academy; may choose and appoint all such officers, and make such by-laws, rules, and regulations, as they may think expedient for warning and holding the meetings, and conducting the business, of said corporation; and may elect and appoint, at such times, and for such terms, as they shall think proper, Trustees of said Academy, not exceeding twelve in number, a majority of whom shall constitute a quorum, who shall have power to hire, appoint, and pay out of the monies and funds of the corporation, such instructors as they shall judge necessary, and to make ordain and enforce such by-laws and ordinances as may be necessary for the well government of said institution and of the schools thereto belonging; provided such by laws, rules, regulations and ordinances be not repugnant to the constitution and laws of this State. And said corporation may have and use a common seal, and the same may break alter and renew, at their pleasure, and may possess and exercise all the powers and privileges incident to corporations of a similar nature.

Sec. 2. And be it further enacted that said corporation may forever elect and receive additional members thereof, in such manner, and under such restrictions, as they may think proper,

Sec. 3. And be it further enacted, that James Chandler, Charles Webster, and Calvin Benton, or either two of them may call the first meeting of the corporation by posting up notifications for that purpose, in two or more public places in Alstead specifying the object of said meeting, at least fifteen days previous to the time of said meeting, and may preside in said meeting till a moderator shall be chosen.

[CHAPTER 74.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO, AND AMENDMENT OF AN ACT ENTITLED "AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER MERRIMAC RIVER IN THE COUNTY OF HILLSBOROUGH, AND FOR SUPPORTING THE SAME, PASSED JUNE 19TH 1817.

[Approved July 1, 1819. Original Acts, vol. 25, p. 119; recorded Acts, vol. 21, p. 350. See act referred to, *ante*, p. 605.]

Sect. 1st Be it enacted by the Senate and house of Representatives in General Court convened, that Said act be so far altered as to authorise said corporation to Build a Bridge across Merrimac river at Merrills falls, (so called) between Bedford and Manchester, with all the rights and privileges granted to Said Corporation in and by said act.

[CHAPTER 75.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF FISH IN CAPTAIN SEARLE'S MILL POND, SO CALLED, IN THE TOWNS OF NEW CHESTER AND DANBURY.

[Approved July 1, 1819. Original Acts, vol. 25, p. 120; recorded Acts, vol. 21, p. 350. Session Laws, 1815-21, p. 249.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that for the term of three years from and after the passing of this act, no person shall catch, kill, or destroy any fish in Captain Searle's mill pond, so called, in the towns of New Chester and Danbury; and that from and after the expiration of said term of three years no person shall at *any* time catch, kill, or destroy any fish in said pond with a spear, nor with any other implement, at any time except between sunsetting on every thursday and sunsetting on the fridays immediately following, on penalty of forfeiting and paying for each fish so caught, killed, or destroyed contrary to any provision of this act, the sum of two dollars to any person, who may sue for the same by action of debt in any court of competent jurisdiction.

[CHAPTER 76.]

State of }
New Hampshire. }

AN ACT MAKING PROVISION FOR THE PAYMENT OF THE SALARIES OF THE JUSTICES OF THE SUPERIOR COURT OF JUDICATURE, AND FOR OTHER PURPOSES.

[Approved July 1, 1819. Original Acts, vol. 25, p. 121; recorded Acts, vol. 21, p. 352. Session Laws, 1815-21, p. 249. Laws, 1824 ed., p. 179; id., 1830 ed., p. 376. See act of June 25, 1818, *ante*, p. 704. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the Justices of the Superior Court of Judicature shall be severally paid their salaries, in quarterly payments, as the same may, from time to time become due, by warrant on the Treasurer of this State, and the said Justices shall not hereafter receive any portion of their salaries from the Clerks of the said Court.

Sec. 2. And be it further enacted, that every clerk of the Superior Court of Judicature shall from time to time make return to the Treasurer of this State of the number of entries at each term of the Court of which he may be Clerk within one month after the close of such term, which return shall be signed and approved by one of the Justices of the said Court, present at the said term.

[CHAPTER 77.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT REGULATING FEES," PASSED DECEMBER 16, 1796

[Approved July 1, 1819. Original Acts, vol. 25, p. 122; recorded Acts, vol. 21, p. 353. Session Laws, 1815-21, p. 250. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 381. Repealed by act of December 23, 1820, *post*.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Sheriffs shall hereafter be allowed to receive as fees for taking bail thirty four cents; for attaching personal property, where they have special orders for the same, fifty cents in addition to the fees allowed for service and travel; for serving notice upon bail, pursuant to the second section of an act, entitled "an act regulating bail in civil causes," twenty

three cents, and three cents per mile for actual travel to serve the same—provided also that the bail shall in no case be discharged from his liability as bail by the provisions of said act, until he shall have paid or satisfied to the officer, who shall have served upon him the notice by said act provided, such officers legal fees therefor.

Sec. 2. And be it further enacted, that the clerks of the Courts of Common pleas shall receive for the services, which they by law are required to perform, the same fees as by law are now allowed for like services to the clerks of the Superior court of Judicature, any provision of any former law to the contrary notwithstanding.

[CHAPTER 78.]

State of }
New Hampshire. }

AN ACT TO RAISE FORTY THOUSAND DOLLARS FOR THE USE OF THIS STATE.

[Approved July 1, 1819. Original Acts, vol. 25, p. 123; recorded Acts, vol. 21, p. 354. Session Laws, 1815-21, p. 250.]

Be it enacted by the Senate and House of Representatives, in General Court convened, That there be raised for the use of this State the sum of forty thousand dollars, which sum shall be assessed, collected and paid into the Treasury, on or before the first day of December in the year of our Lord one thousand eight hundred and twenty; and the Treasurer is hereby directed seasonably to issue his warrants to the Selectmen or Assessors of the several Towns, Parishes and Districts within this State, agreeably to the last proportion Act; and the Selectmen of the several Towns, Parishes and Districts aforesaid, are hereby respectively required to assess and collect the sums in the Treasurer's Warrant specified, and cause the same to be paid into the Treasury of this State, on or before the first day of December one thousand eight hundred and twenty, and the Treasurer shall issue extents for all taxes which may then remain unpaid.

[CHAPTER 79.]

State of }
New Hampshire. }

AN ACT TO REPEAL "AN ACT PROVIDING RELIEF FOR SHERIFFS AND OTHER OFFICERS, IN CERTAIN CASES.

[Approved July 1, 1819. Original Acts, vol. 25, p. 124; recorded Acts, vol. 21, p. 355. Session Laws, 1815-21, p. 251. Laws, 1824 ed., p. 48. The act repealed is dated June 23, 1813, *ante*, p. 246.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That an Act entitled "An Act providing relief for Sheriffs and other Officers in certain cases" passed June 23rd 1813, be, and the same is hereby repealed.

[CHAPTER 80.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CONGREGATIONAL SOCIETY OF PITTSFIELD.

[Approved July 1, 1819. Original Acts, vol. 25, p. 125; recorded Acts, vol. 21, p. 356.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Jonathan Perkins, John L. Thorndike and Ebenezer Prescott and their associates & those, who may hereafter associate with them be a corporation, for the support of publick instruction in morality and religion, by the name of the Congregational Society of Pittsfield in the County of Rockingham and State of New Hampshire, with all the powers & privileges of similar corporations.

Sec. 2. And be it further enacted, that the assessors and collector of said Society shall have all the powers and liabilities of assessors and collectors of town taxes, and the Taxes of the Society shall be assessed in the same proportion as other taxes are by law assessed.

Sec. 3. And be it further enacted, that any person may join said Society by signing the Clerk's book of records and may leave the same by leaving with the Clerk a written declaration of such intention and paying all taxes and debts due from him or her to said Society.

Sec. 4. And be it further enacted, that said corporation may hold any estate not exceeding five thousand dollars in value.

Sec. 5. And be it further enacted, that Jonathan Perkins, John

L. Thorndike, and Ebenezer Prescott may call the first meeting of the Society by posting a notification of the time and place of holding the same fifteen days prior thereto, at the Congregational meeting house in said Pittsfield, and either of them may preside therein until a moderator be chosen; and forever thereafterwards the annual meeting of the corporation shall be on the first monday in May.

Provided that nothing in this act of incorporation shall be so construed as to affect any right or privilege of any individual or individuals, who have heretofore associated with said Society, to any property owned by said Society; or to any privilege they have enjoyed in the Congregational meeting house in said Pittsfield.

[CHAPTER 81.]

State of }
New Hampshire. }

AN ACT TO REPEAL THE FOURTH SECTION OF AN ACT, ENTITLED
"AN ACT TO INCORPORATE AN ENGINE COMPANY IN THE TOWN
OF MONT VERNON."

[Approved July 1, 1819. Original Acts, vol. 25, p. 126; recorded Acts, vol. 21, p. 357. The act referred to is dated June 27, 1818, *ante*, p. 725.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the fourth Section of an act entitled "An Act to incorporate an Engine Company in the Town of Mont Vernon," passed June twenty sixth, One Thousand eight hundred and eighteen, be, and the same hereby is, repealed.

[CHAPTER 82.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAMES OF JONATHAN BUNKER AND ELI
BUNKER JUNIOR.

[Approved July 1, 1819. Original Acts, vol. 25, p. 127; recorded Acts, vol. 21, p. 358.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that Jonathan Bunker shall hereafter be known and called by the name of Jonathan Banchor.

Sec. 2. And be it further enacted—That Eli Bunker Junior shall hereafter be known and called by the name of Eli Banchor.

[CHAPTER 83.]

State of)
New Hampshire. }

AN ACT TO INCORPORATE JOHN W PARSONS AND OTHERS, PROPRIETORS OF A TRACT OF SALT MARSH IN RYE

[Approved July 1, 1819. Original Acts, vol. 25, p. 128; recorded Acts, vol. 21, p. 359.]

Sec 1 Be it enacted by the Senate and House of Representatives, in General Court convened, that John W. Parsons Samuel B. Berry, Richard Webster, and their associates & those who may hereafter associate with them, owners in their individual rights, of separate parcels of a tract of salt marsh in Rye in the County of Rockingham, bounded Southeasterly by Wallaces beach, so called & lying northerly & easterly of the place where Parsons' mills, so called, formerly stood, and those persons, who may become owners of any part or portions of said tract, be a corporation for the purpose of flowing, and securing from the irruptions of the sea, said tract of salt marsh, by the name of the proprietors of a tract of salt marsh in Rye

Sec. 2 And be it further enacted that said proprietors may purchase and hold any estate, for the purposes of the corporation, not exceeding three thousand dollars in value, may construct and maintain any dams embankments and barriers for said purposes, first agreeing for and purchasing any property necessary for the same; may assess upon said proprietors and owners according to the quantities of said marsh; which they do or may respectively own any necessary sums of money and if said assessments are not punctually paid to the Treasurer of the corporation, may sue for the same by action of debt in any Court of competent jurisdiction and may have all other powers incident to similar corporations—

Sec. 3 And be it further enacted that John W. Parsons, Samuel B. Berry, and Richard Webster, or either two of them, may call the first meeting of said proprietors by posting up a notification therefor at some public place in said Rye, fifteen days prior thereto, expressing the time, place and objects of the meeting, and either of them may preside therein until a moderator be chosen. And at said first meeting or any subsequent meeting bylaws may be made for the regulation & government of the corporation

[CHAPTER 84.]

State of }
New Hampshire. }

AN ACT FOR ARRANGING AND REGULATING THE MILITIA WITHIN THIS STATE, AND FOR REPEALING ALL LAWS HERETOFORE MADE FOR THAT PURPOSE.

[Approved July 1, 1819. Original Acts, vol. 25, p. 129; recorded Acts, vol. 21, p. 361. Session Laws, 1815-21, p. 171. Repealed by act of December 22, 1820, *post.*]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that the several laws heretofore made for arranging, forming, and regulating the militia, be and hereby are repealed. Provided nevertheless, that all officers actually in commission, agreeably to the laws, which are hereby repealed, shall continue in commission in the same manner and in the same authority they would in case the said laws were still in force; and that all proceedings done and transacted by virtue of said laws shall be good and valid in the same manner as if said laws were not repealed.

Sec. 2. And be it further enacted, 1. that the Companies in the town of Portsmouth shall constitute the first regiment.

2. That the companies in the towns of Dover, Somersworth, Rochester, Farmington, and Milton shall constitute the second regiment.

3.—That the companies in the towns of Hampton, North Hampton, Hamptonfalls, Seabrook, Kensington and South Hampton shall constitute the third regiment.

4.—That the companies in the towns of Exeter, Newmarket, Brentwood, Poplin, and Epping shall constitute the fourth regiment.

5. That the companies in the towns of Amherst, Merrimac, Litchfield, Mount Vernon, Milford Dunstable, Hollis, Nottingham West and Brookline shall constitute the fifth regiment.

6.—That the companies in the towns of Richmond, Winchester, Swanzey, Chesterfield and Hinsdale shall constitute the Sixth regiment.

7.—That the companies in the towns of Kingston, East Kingston, Hawke, Newtown, Atkinson, Plaistow, Hampstead and Sandown shall constitute the Seventh regiment.

8.—That the companies in the towns of Londonderry, Salem, Pelham, and Windham shall constitute the eighth regiment.

9. That the companies in the towns of Manchester, Goffstown, Dunbarton, Bedford, New Boston and Weare shall constitute the ninth regiment.

10.—That the companies in the towns of Gilmanton, Gilford and Barnstead shall constitute the tenth regiment.

11.—That the companies in the towns of Concord, Pembroke, Bow and Allenstown shall constitute the eleventh regiment.

12.—That the companies in the towns of Rindge, Jaffrey, Fitzwilliam, Roxbury, Dublin, Marlborough, Nelson and Troy shall constitute the twelfth regiment.

13.—That the companies in the towns of Haverhill, Piermont, Orford, Wentworth, Warren and Coventry shall constitute the thirteenth regiment.

14.—That the companies in the towns of Plymouth, Holderness, Rumney, Campton, Thornton, Ellsworth, Peeling, the inhabitants of Lincoln on the east side of the mountain, the inhabitants of Thornton Gore, and the inhabitants of Gillis' and Foss's Grant shall constitute the fourteenth regiment.

15.—That the companies in the towns of Plainfield, Cornish, Claremont and the West Company in Grantham shall constitute the fifteenth regiment.

16.—That the companies in the towns of Charlestown, Langdon, Acworth, and Unity shall constitute the sixteenth regiment.

17.—That the companies in the towns of Chester, Candia, and Raymond shall constitute the seventeenth regiment.

18.—That the companies in the towns of Nottingham, Deerfield, Epsom, Northwood and Pittsfield shall constitute the eighteenth regiment.

19.—That the companies in the towns of Moultonborough, Center-Harbour, Sandwich, and Tamworth shall constitute the nineteenth regiment.

20.—That the companies in the towns of Walpole, Westmoreland, Keene, Surry, Gilsum, and Sullivan shall constitute the twentieth regiment.

21.—That the companies in the towns of Boscawen, Hopkinton, Salisbury, and Andover shall constitute the twenty first regiment.

22.—That the companies in the towns of New Ipswich, Sharon, Mason, Peterborough, Temple, Lyndeborough and Wilton shall constitute the twenty second regiment.

23.—That the companies in the towns of Lebanon, Hanover & Lyme, shall constitute the the twenty third regiment.

24.—That the companies in the towns of Lancaster, Jefferson, Dalton, Northumberland, Whitefield, Bretton-Woods, Kilkenny, Durand, and Nash and Sawyer's Location, Piercy, Stratford, Wales Gore, Columbia, Colebrook, Stewartstown, Errol, and the college Grant shall constitute the twenty fourth regiment.

25.—That the companies in the towns of Durham, Lee, Madbury, and Barrington shall constitute the twenty fifth regiment.

26.—That the companies in the towns of Antrim, Deering, Heniker, Hillsborough, Windsor, Hancock, Frankestown, Greenfield and Society-Land shall constitute the twenty Sixth regiment.

27.—That the companies in the towns of Wolfborough, Tufton-

borough, Ossipee, Effingham, Ossipee-Gore and the north company in Wakefield, shall constitute the twenty seventh regiment.

28.—That the companies in the towns of Alstead, Marlow, Lempster, Stoddard, and Washington shall constitute the twenty eighth regiment.

29.—That the companies in the towns of Sandbornton, Meredith, and New Hampton, shall constitute the twenty ninth regiment.

30.—That the companies in the towns of Warner, New London, Fishersfield, Wilmot, Bradford & Sutton shall constitute the thirtieth regiment.

31.—That the companies in the towns of Newport, Wendell, Goshen, Croydon, Springfield, and the east company in Grantham shall constitute the thirty first regiment.

32.—That the companies in the towns of Bath, Lyman, Landaff, Concord, (in the County of Grafton, Littleton, Bethlehem, Franconia and that part of Lincoln on the west side of the mountain shall constitute the thirty second regiment.

33.—That the companies in the towns of New Durham, Alton, Middleton, Brookfield, and the Southerly company in Wakefield shall constitute the thirty third regiment.

34.—That the companies in the towns of New Chester, Bridgewater, Alexandria, Groton, Hebron, and Danbury shall constitute the thirty fourth regiment.

35.—That the companies in the towns of New Castle, Rye, Greenland, Newington and Stratham shall constitute the thirty fifth regiment.

36.—That the companies in the towns of Eaton, Burton, Conway, Bartlett, Adams & Chatham, shall constitute the thirty sixth regiment.

37.—That the companies in the towns of Canaan, Dame's Gore, Dorchester, Orange, Enfield and Grafton shall constitute the thirty seventh regiment.

38.—That the companies in the towns of Chichester, Canterbury, Loudon, and Northfield, shall constitute the thirty eighth regiment.

Sec. 3.—And be it further enacted—

1.—That the first, third, fourth, seventh, and thirty fifth regiments shall compose the first brigade.

2.—That the second, tenth, nineteenth, twenty fifth, twenty seventh, twenty ninth, thirty third, and thirty sixth regiments shall compose the second brigade.

3.—That the eighth, eleventh, seventeenth, eighteenth and thirty eighth regiments, shall compose the third brigade.

4. That the fifth, ninth, twenty first, twenty second, twenty sixth and thirtieth regiments, shall compose the fourth brigade.

5.—That the sixth, twelfth, fifteenth, sixteenth, twentieth, twenty eighth, and thirty first regiments shall compose the fifth brigade

6.—That the thirteenth, fourteenth, twenty third, twenty fourth, thirty second, thirty fourth, and thirty seventh regiments, shall compose the sixth brigade.

And that the first and third brigades shall form the first division.

That the second and sixth brigades shall form the second division—

That the fourth and fifth brigades shall form the third division.

Sec. 4.—And be it further enacted, that each and every free, able bodied white male citizen of this State, resident therein, who is or shall be of the age of eighteen years and under the age of forty five years (except such as are hereinafter absolutely excused), shall severally and respectively be enrolled in the militia by the captain or commanding officer of the company within whose bounds such citizen shall reside; and it shall at all times be the duty of the Captain or commanding officer of every company to enrol every such citizen as aforesaid; and also those who shall from time to time arrive at the age of eighteen years, or being of the age of eighteen years and under the age of forty five years, shall come to reside within his bounds, shall be enrolled as soon as may be after such citizen shall come to reside within the limits of such company; and in all cases of doubt respecting the age of any person enrolled or intended to be enrolled, the party questioned shall prove his age to the satisfaction of the captain or commanding officer of the company within whose bounds he may reside: and if any person shall neglect or refuse to prove his age when called upon as aforesaid, he shall forfeit & pay ten dollars, to the use of the company within whose bounds he may reside; and any legal notice or warning to the citizen enrolled as aforesaid, to attend a company or regimental muster or training shall be a legal notice of his enrollment. Provided nevertheless that all persons who had attained the age of forty years on or before the twenty eighth day of June A.D. one thousand eight hundred and Sixteen shall not be enrolled or liable hereafter to perform military duty, any thing in this act to the contrary notwithstanding.

Sec. 5.—And be it further enacted, that the Vice-President of the United States; the officers judicial and executive of the government of the United States; members of both Houses of Congress, and their respective officers; all customhouse officers with their Clerks; all post officers and Stage-drivers, who are employed in the care and conveyance of the mail of the post office of the United States; all ferrymen necessarily employed at any ferry on the post road; all inspectors of exports; all pilots; all mariners actually employed in the Sea Service of any citizen or merchant within the United States; the members of the Executive Council; the Judges of the Superior Court and Courts of Common Pleas; the members of the Legislature and its officers while the same is in Session; Judges of Probate; Registers of Probate; Registers of Deeds; the Attorney General; the Secretary and Treasurer; all officers of any College

actually resident there; Preceptors of Academies, while actually employed as such; ministers of the gospel of every denomination; all officers, who have heretofore held commissions in the militia of this State, in the army or navy of the United States, or in the militia of any other State in the Union for the term of four years and have been regularly discharged, or who have been superseded and discharged; all officers who shall hereafter hold commissions in any of the above places for a term of six years or shall be superseded and discharged; all officers and guards employed at the State prison, and every person of the religious sect or denomination of Quakers and Shakers, who shall annually on or before the first Tuesday of May produce and deliver a certificate to the commanding officer of the company within whose bounds such Quaker or Shaker resides, signed by two or more of the elders or overseers and countersigned by the Clerk of the meeting or Society with which he meets for worship, in substance as follows;—"We the Subscribers, elders (or overseers as the case may be) of the meeting or Society of _____ in the town of _____ in the County of _____ do hereby certify that _____ frequently and usually attends with said Society for publick worship, and is a regular member thereof, and we believe is conscientiously scrupulous of bearing arms.

E. F. Clerk

A. B. } Elders or overseers

C. D. } as the case may be

Provided always that each certificate, so signed, produced and delivered as aforesaid, shall exempt the person therein named from doing military duty for the term of one year and no longer; be and hereby are excused absolutely from military duty;—All persons, who are, or who may hereafter be between the ages of forty and forty five years; all engine men (not exceeding eighteen to each fire engine) who shall annually produce to the commanding officer of the company within whose bounds they reside, certificates from the Selectmen of their respective towns that they have been legally appointed and are bound to perform the duties of engine men; be and they are hereby exempted from all militia duty except that of keeping themselves constantly furnished with the arms and equipments required by this act for privates of infantry, and the duty of carrying or sending them on the first Tuesday of May annually, to the place of inspection, or view of arms, of the company within whose bounds they may reside, and in which they are enrolled; Provided however that the persons conditionally exempted as aforesaid (engine men excepted) shall pay to the Selectmen of the town or district within which such exempt resides, two dollars annually, and shall produce their receipt therefor to the Commanding officer of the Company, on or before the first Tuesday of May in each year; and the said selectmen shall keep an account of all monies so received by them, and such monies shall be expended by them for the sole purpose of arming and equipping the militia of such towns or

districts as may not be conveniently able to arm and equip themselves.

Sec. 6. And be it further enacted that each division within this State shall be commanded by one major general, who shall have two aids-de camp with the rank of major, to be by him appointed.—That each brigade shall be commanded by one brigadier-general, who shall have one brigade inspector, who is also to perform the duty of brigade major; one brigade quartermaster with the rank of major and one aid-de camp with the rank of Captain to be appointed by the brigadier general.—And to each brigade there shall be one Judge Advocate to be appointed and commissioned by the governor with advice of Council & whose duty it shall be to attend all courts martial within the brigade, when called upon by the officer appointing such court, who shall rank as major and be allowed the same pay and travel for attending courts martial as is allowed by law to other members attending the same.

There shall be to each regiment one colonel, one lieutenant colonel and one major.—The regimental staff shall consist of one adjutant, one quartermaster, and one paymaster, to rank as lieutenants; one chaplain, one surgeon, one surgeons mate, one quartermaster sergeant, one sergeant major, one fife major and one drum-major to be appointed by the colonel or commandant of the regiment.—That each company of infantry shall consist of one Captain, one lieutenant, one ensign, four sergeants, of whom the first or orderly sergeant shall be clerk of the Company, four corporals, one drummer, one fifer and sixty four rank and file, the corporals to be included in the rank and file. That all commissioned officers on foot shall be armed with a sword or hanger, and that all officers, whose duty it is to be mounted on horseback, shall be armed with a sword or hanger and a pair of pistols.—That all non-commissioned officers and privates belonging to the infantry, light infantry, or grenadiers, shall be armed with a good firelock, with a steel or iron ramrod, priming wire and brush-bayonet, scabbard and belt—cartridge box that will contain twenty four cartridges suited to the bore of his firelock—two spare flints—a knap sack and canteen.—That there shall be to each regiment two companies of light infantry or grenadiers consisting of forty eight rank and file to be officered and equipped in the same manner as the infantry companies.—And the field officers of any regiment may, with consent of the brigadier general, organize one company of riflemen, which may consist of thirty six rank and file, to be officered like the infantry, and each non commissioned officer & private shall be armed with a good rifle and equipped as riflemen usually are in actual service.

That there shall be to each regiment one company of artillery, to consist of one captain, two lieutenants, four sergeants, four corporals, six gunners, six bombadiers, one drummer, one fifer and sixteen matrosses, to be armed with swords or hangers.

That each company of artillery now formed, or that may hereafter be formed, when organized, be furnished at the expense of the State, with one piece of ordnance, with carriage, harness and apparatus complete, one baggage or ammunition waggon and harness, suitable to the piece and one standard; that to each piece of ordnance be annually allowed twelve dollars for furnishing said piece with powder and portfire, for hiring horses on regimental muster days, and the ordinary repairs of the piece, waggon and harnesses; and each commanding officer of a company of artillery is hereby authorized to enlist two drivers, who shall be exempt from other military duty.

That there shall be to each regiment one company of cavalry, to consist of one captain, two lieutenants, one cornet, four sergeants, four corporals, two musicians, one farrier, one saddler and fifty privates, each of whom shall be armed with a sword or hanger, and a pair of pistols; and each of whom shall furnish himself with a good horse of at least fourteen and an half hands high, a good saddle and bridle, mail pillion and valise,—holster, the caps of which shall be of bearskin, a cartridge box to contain twelve cartridges, and a pair of boots and spurs; and each company of cavalry so formed, shall be furnished with a standard or color.

The several companies of light infantry, grenadiers, artillery, and cavalry, shall be formed by voluntary enlistment from the regiment in which the persons enlisting shall reside; provided that not more than one eleventh part of any one company shall enlist into either of said corps without the consent of the field officers of the regiment in which said company is to be formed; and the said several companies, when so formed, shall be under the command of the field officers of such regiment.

Sec. 7. And be it further enacted that the Captain of each company of cavalry now formed (who has not received his music money) and the captain of each company that may hereafter be formed, shall be entitled to receive out of the treasury twenty five dollars, for the purpose of furnishing such company with instruments of musick; and the Governor, it being certified by the commanding officer of the regiment, that a company of cavalry belonging to the same is organized agreeably to law, shall give the captain of such company an order on the treasurer for the aforesaid sum—

That the captain of each company of infantry, light-infantry, grenadiers, or artillery now formed (who has not received his music money) and the captain of each of the companies aforesaid that may hereafter be formed, shall be entitled to receive out of the treasury the sum of eight dollars for the purpose of furnishing his company with instruments of musick, who is to observe the rules for obtaining the same, that are pointed out for the cavalry.

That each captain of infantry, light infantry, grenadiers, artillery or cavalry now formed, or that may hereafter be formed, shall re-

ceive annually the sum of two dollars for the purchase and repairs of instruments of music in their respective companies, to be paid as provided in the (seventeenth) section of this act.

Sec. 8th—And be it further enacted that there shall be provided, at the expense of this State, a standard for each regiment, and when any regimental standard or colors belonging to the artillery or cavalry shall become useless, the adjutant and inspector general shall furnish new ones, for such regiment or company, at the expense of the State, upon a certificate being produced from the brigade inspector, that such standard or colors are necessary. And all colours shall be made of good scarlet silk with the number of the regiment or company marked on them with white silk by the officer receiving them—That every commanding officer of a company shall parade his company on the first tuesday of May annually, at one of the clock in the afternoon, for the purpose of inspecting, examining and taking an exact account of all the equipments of his men, and for noting all delinquencies of appearance, and deficiencies of equipment, and for correcting his company roll, in order that a thorough inspection of each company in the State may be made. And it shall be the duty of every commanding officer of a company to parade his company by his own order on two several days in the year for training in addition to the company inspection and regimental muster aforesaid; and on the several days of training to use his best exertions in instructing and perfecting his men in their company exercise and evolutions. And whenever the commanding officer of a company shall order out his company for inspection or training; or for any regimental, brigade, or division inspection or review, he shall issue his orders to one or more of the non commissioned officers or privates of his company, requiring him or them to notify the men belonging to his company to appear at the time and place appointed, and it shall be the duty of the person or persons so ordered to notify the men as aforesaid, to give notice of the time and place appointed for parade of said company, to each and every man he or they shall have been ordered to notify, by delivering to each man in person or by leaving at his usual place of abode a written or printed order. And no notice shall be legal for any company, regimental, brigade, or division inspection or review, unless the same shall be given four days at least previous to the time appointed therefor.—And if any noncommissioned officer or private, after such notification, shall unnecessarily neglect to appear, he shall pay a fine of three dollars for regimental, brigade, and division musters, and two dollars for each and every other training.—Provided always that in case of actual or threatened invasion, insurrection, or other emergency, any notice however short shall be legal and binding.—And in all cases the testimony of the person who shall have received orders to notify the whole or any part of the men, of any company, to appear at a

time and place appointed for military duty, shall be conclusive to prove that due notice was given unless such testimony be invalidated by other evidence. And whenever any company shall be paraded the commanding officer of such company is hereby authorized verbally to notify the men so paraded, to appear on some future day not exceeding thirty days from the time of such notification, and such notice shall be legal as it respects the men present.—

Sec. 9. And be it further enacted that the Selectmen of the several towns and unincorporated places within this State, shall furnish suitable meats and drinks for the refreshment of all noncommissioned officers and soldiers within their several towns and places, on each regimental, brigade, or division muster; the meats and drinks to be furnished on parade, where such musters are; the number of men ascertained by a roll certified by the commanding officer of the company to which they belong, and if the selectmen of any town or place after proper notice of such muster, shall neglect or refuse to furnish the supplies aforesaid, they shall forfeit and pay the sum of fifty cents for each noncommissioned officer or soldier, whom they shall neglect to furnish, to be recovered by the commanding officer of the company which shall be so neglected, in any court proper to try the same, to be appropriated towards defraying the expenses of said company.

Sec. 10. And be it further enacted that any person, who has already enlisted, or may hereafter enlist from any company of infantry into any company of artillery, cavalry, light infantry, grenadier, or riflemen shall not be exempted or excused from doing military duty in the company from which he enlisted, until he is uniformed and equipped to do duty in the company into which he enlists—and if any noncommissioned officer or private of any company of artillery, cavalry, light-infantry, grenadiers, or riflemen shall appear at a company or regimental muster, without the uniform of the company to which he belongs, he shall forfeit two dollars, to be collected in the same manner as is provided in this act for the collection of fines for non-appearance and deficiencies of equipment.—

Sec. 11. And be it further enacted, that every officer, noncommissioned officer and private, shall hold his uniform, arms, and equipments exempted from all suits, distresses, executions or sales for debt or the payment of taxes. And no officer, noncommissioned officer; musician or private, shall be arrested on any civil process, during his going unto, returning from, or his performance of military duty; and no officer shall be arrested on any civil process while going unto, serving upon, or returning from any court martial or court of inquiry, upon which it may be the duty of such officer to attend.

Sec 12. And be it further enacted that no noncommissioned officer or private soldier shall, upon any muster day or evening

of the same day, discharge or fire off a musket or pistol, in any public road or near thereunto, or in or near to any house, or on or near the place of parade, unless leave therefor be first had from a commissioned officer, on penalty of paying for each offence so committed, the sum of two dollars, to be recovered by action before any justice of the peace within the county where such offence shall be committed, by any person who shall sue for the same, with cost of prosecution.

Sec. 13. And be it further enacted that where there are or hereafter may be, any company or companies of militia unorganized, and where suitable charaters cannot be found within the limits of said companies, necessary for the organization of the same, the field officers within whose limits such company or companies are, may annex such persons as are liable to do duty in the trainband to any organized company or companies contiguous thereto, as may be most convenient; and the persons so annexed shall be liable to do duty, and subjected to penalties, in the same manner as though they were officered by persons living within the particular town or district in which they reside.

Sec 14. And be it further enacted that the captain of each company of artillery organized according to law, (who has not received his money for building a gun-house) be entitled to receive out of the Treasury the sum of fifty dollars for the purpose of erecting a gunhouse, for the safe keeping of the ordnance, carriages, harnesses, and apparatus belonging to his company, and the Governor, it being certified by the commanding officer of a regiment that a company of artillery is organized within the same as aforesaid, shall give the captain of such company an order on the Treasury for the aforesaid sum, and if after the rection and completion of said gunhouse, any part of said sum shall remain unexpended, the sum so remaining shall be appropriated for the purpose of instructing the military musicians in the regiment in which said company of artillery may be found: that in case any captain shall neglect or omit to appropriate the money by him received by virtue of this section, for the purposes herein expressed, within one year from the time of his receiving the same, he shall forfeit and pay the sum of one hundred dollars, to be recovered by any person who may first sue for the same, before any court in this State of competent jurisdiction; the one half to the use of the regiment in which such company of artillery may be formed, to be appropriated for instruments and instructing the military musicians in said regiment, and the other half to the use of the person suing for the same; and that the field officers of the respective regiments shall locate the place where such gunhouse shall be erected; and that a deed conveying the fee of the land on which the same shall be erected, shall be executed to the state of New Hampshire, and be lodged in the Secretary's Office before the buildings are com-

pleted. Provided that the field officers of the regiment to which any gunhouse may belong, shall have power to remove the same, whenever in their opinion the artillery company in such regiment shall be better accommodated thereby; they first causing the title of the land to which such gunhouse may be removed, to be vested in this state, and shall have power to dispose of the land from which such gunhouse may be removed, the proceeds of the sale of which, after paying for the lot to which such gunhouse may have been removed, if a balance shall remain, shall be appropriated for the purpose of instructing the military musicians in the regiment to which such company belongs.

Sec. 15. And be it further enacted, that in case the captain of any company of infantry, light infantry, grenadiers, artillery, cavalry or riflemen, shall neglect or omit to appropriate the money by him received for the purpose expressed in this act, within six months from the time of receiving the same, he shall forfeit and pay the sum of thirty dollars, to be recovered by any person who may sue for the same, before any court in this state of competent jurisdiction, the one half to the use of the company to which said money was to be appropriated and the other half to the use of the person suing for the same.

Sec. 16. And be it further enacted, that the Captain General be and hereby is authorized to appoint such number of aids de camp as he may think necessary, to be commissioned with the rank of colonel.

Sec. 17. And be it further enacted, that there shall be an Adjutant and Inspector General whose duty it shall be to distribute all orders from the commander in chief of the militia to the several corps; to attend all public reviews when the commander in chief shall review the militia or any part thereof; to obey all orders from him relative to carrying into execution and perfecting the system of military discipline established by law; to furnish the division adjutants and inspectors with blank forms for all the different returns that may be required; to explain the principles on which they should be made; to keep an orderly book and record therein all orders issued by the commander in chief; a summary of the proceedings of all general courtsmartial with the orders of the governor thereon; all alterations or amendments of the laws of the United States, or of this State relative to the militia—copies of all which he shall make out, certify and forward without delay to the major general, or to the adjutant & inspector of each division. He shall also keep a record of all appointments made and all resignations accepted by the commander in chief and give notice thereof in general orders, which shall be forwarded immediately to the commanding officer or the adjutant and inspector of the division where each appointment or resignation is to take effect. He shall also keep a roster of the general field and staff of the militia from which he

shall detail all officers for general courtmartial, or other special service ordered by the commander in chief,—he shall pay annually to the colonels or commanding officers of the several regiments composing the militia of this state or their order, the sum of two dollars for each and every company composing such regiments, for the purpose of furnishing and repairing the musical instruments of such companies, on the colonel or commanding officer's producing a certificate of the number of companies composing his regiment, and such colonel or commanding officer so receiving monies as aforesaid, shall be accountable for the same to the captains or commanding officers of companies in his regiment. And it shall be the duty of the adjutant and inspector general in future to attend where the legislature shall hold their June Session, on the second Tuesday of the Session for the purpose of paying over such sums.—he shall also perform all other duties which by law or custom appertain to the office of adjutant and inspector general; and such compensation shall be made to him for his services, from time to time by the legislature, as they shall think just.

Sec. 18. And be it further enacted, that there shall be an adjutant and inspector general of each division with the rank of Colonel, whose duty it shall be to distribute all orders from the major general or commanding officer of his division to the several brigades; to attend all reviews when the major general shall review the militia, or any part thereof, and inspect the same when the division shall be called out; to furnish the brigade major and inspector of each brigade with blank forms for all the returns that may be required, and explain the principles on which such returns should be made; to keep an orderly book and record all orders, laws and other official communications which may be received by him or the commanding officer of his division, or issued by him—a summary of the proceedings of all courtmartial ordered by the commander in chief or the commander of his division, with the sentence and order thereon; copies of all which shall be immediately transmitted by him to the commanders or brigade inspectors of the several brigades in his division. He shall also keep a record of all appointments and resignations in his division, notice of which shall be immediately transmitted in orders to the brigade where each appointment or resignation is to take effect—he shall also keep a roster of the general field and staff of his division, from which he shall make all details for courtmartial and other service, noting thereon the special services performed by each officer; and do and perform all other things which by law or custom appertain to the duties of an adjutant and inspector of division.

Sec. 19. And be it further enacted, that it shall be the duty of the brigade major and inspector of each brigade, to distribute all orders from the brigadier general or commanding officer of his brigade to the several regiments; to attend with the brigadier gen-

eral or commanding officer of his brigade, all reviews, inspections, or other military parades, to carefully inspect all the militia of his brigade at their annual musters in each year—to superintend their exercise and manoeuvres; to introduce the system of discipline established by law, and instruct them therein; to make a correct report of their arms, accoutrements, discipline and state of improvements, to the division adjutant & inspector; to furnish the adjutants of each regiment with blank forms for such returns as may be required and explain the principles on which they should be made—to keep an orderly book and record all general, division, and brigade orders, laws, the proceedings of courtsmartial, and all other official communications, which he, or the commanding officer of his brigade may receive from the division adjutant and inspector, copies of all which shall be immediately transmitted to the adjutants or commanding officers of the several regiments in his brigade. He shall also keep a record of all appointments, which shall be made, or resignations accepted in his brigade, notice of which shall be transmitted to the adjutants or commanding officers of the several regiments where such appointments or resignations are to take effect without delay; he shall also keep a roster of the field and staff of his brigade from which all details for duty shall be made, and shall note the special services performed by each officer—and shall do and perform all other duties which by law or custom appertain to his office.—And the several brigade inspectors shall be allowed for their services as follows; for inspecting each regiment separately two dollars and for each mile of necessary travel to do said duty eight cents, to be calculated from his place of residence to the place of parade, and for making out to the adjutant general the return of the brigade by him inspected one dollar.

Sec. 19. And be it further enacted, that it shall be the duty of the adjutant of each regiment to distribute all orders from his colonel or commanding officer of the several companies; to attend the commanding officer of his regiment whenever he shall be on military duty, and to see that all his orders are properly executed; to keep an orderly book, and record all orders and other official communications, which may be received by him, or the commanding officer of his regiment, & all orders which may be issued by the colonel or commanding officer of his regiment, and shall without delay send or transmit copies thereof to the captain or commanding officers of each company in his regiment—he shall also furnish them with forms for all the returns which may be required, and explain the principles on which they should be made—he shall also keep a roster of the officers of his regiment from which all details for courtsmartial or other service shall be made, and note the services performed by each officer, and the number of noncommissioned officers and privates furnished by each company for guard or other special service—he shall also keep a Register of the non-

commissioned officers of his regiment with the date of their appointments respectively—he shall occasionally attend the company drills, and introduce and explain the discipline established by law; he shall act as Judge Advocate at all regimental courtmartial, record the proceedings, and see the sentence executed—he shall also do and perform all other duties which by law or custom appertain to the office of regimental adjutant.

The orderly serjeant of each company or the serjeant doing the duty of orderly serjeant shall, and any other serjeant doing the duty of orderly serjeant shall, and any other serjeant shall when ordered by his commanding officer distribute the orders of the captain or commanding officer to the other noncommissioned officers and privates of the company and see them executed—shall in an orderly book to be kept by the Captain for that purpose—record all general, division, brigade, regimental & company orders; the proceedings of all courtmartial, and all laws or other official communications received by the Captain of his company—All of which under the direction of his captain or commanding officer shall be read publickly before the company, immediately after roll-call, the first time the company shall be together after such orders or official communications shall have been made.

It shall be the duty of the serjeant major to act as an assistant to the adjutant; to distribute all orders given him for that purpose; to keep a roster of the noncommissioned officers of his regiment, and make all details from them for service.

The Quartermaster serjeant shall act as an assistant to the quartermaster and shall distribute and execute his orders.

The Fife-major shall have the command of the musicians belonging to his regiment.

The orderly serjeant of each company under the direction of his commanding officer shall, at the annual company inspections in May, and also at the regimental review in September or October, and at such other times as may be ordered by the Colonel or commanding officer of the regiment, make out a correct return, in such form as may be prescribed—of the strength, arms, accoutrements, & situation of his company; the number present and absent at each time, distinguishing between those who are excused, and those who are absent without excuse, which return shall be signed by him, countersigned by the captain or commanding officer of the company, recorded in his orderly book and immediately handed or transmitted to the adjutant of the regiment, and for which the captain or commanding of the company for the time being shall be held accountable.

The Adjutant of each regiment shall immediately on receiving the returns of the several companies consolidate them into one return (in such form as shall be prescribed so as to exhibit at one view the exact strength and situation of each company, and of the

regiment, their arms, accoutrements, &c which shall be signed by him, countersigned by the Colonel or commanding officer of the regiment, recorded in the orderly book and immediately handed or transmitted to the brigade major; for which the Colonel or commanding Officer of the regiment and the Adjutant shall both be held responsible—

The brigade major of each brigade shall on receiving the returns of the several regiments make out a correct report of his brigade, which shall exhibit a view of the strength, arms, and accoutrements of each regiment and the Brigade, which shall be signed by him, countersigned by the Brigadier General, and immediately transmitted to the division Adjutant and inspector—and the brigade major shall accompany his report with such remarks & observations on the state of discipline and improvement in his brigade, and in each regiment separately, as may be necessary to give to the major general correct information on those subjects.

The division adjutant and inspector of each division shall immediately on the receipt of the brigade reports consolidate them and make out a return which shall exhibit the exact strength and situation of his division, and add thereto such other information as he may have received respecting the discipline and improvement of the several brigades, which shall be countersigned by the Major General, recorded in his orderly book, and transmitted to the adjutant and inspector General of the State.

The adjutant and inspector general on receipt of the division returns, shall from the information they contain make out a return, which shall exhibit the strength and situation of each division, & of the whole militia of the state, their arms, accoutrements, &c and shall add thereto such other information as he may have received, & shall lie the same before the commander in chief—shall put one copy thereof on file in his office and transmit a copy to the President of the United States, or to the Secretary of War.

Sec. 20 And be it further enacted, that—There shall be a Quarter Master General with the rank of brigadier general to be appointed by the Governor and Council.—and it shall be his duty to furnish all camp equipage, field pieces, ordnance and military stores, and all and every other thing which by law or custom belongs to his department; or which now or may hereafter be authorized by law, to be purchased for the use of the militia of this state; to have all such articles as are usually wanted, or are liable to be called for, deposited with the several brigade quartermasters, to be issued on the orders of the brigadier generals—to pay all the contingent expenses of the militia, which are now or may hereafter be authorized by law—

The Captains or commanding Officers of each company, shall in the month of April in each year make out a correct return of the artillery, camp equipage, ordnance & military stores, standards,

books, blank forms and public property of every name and description in their several companies, which have been furnished at the expense of the state, in such form as shall be required, and shall hand or transmit the same accompanied with a requisition for such articles as are wanting to the quartermaster of the regiment. The regimental quartermasters shall immediately consolidate the returns and requisitions of the several companies, according to forms which shall be furnished for that purpose, so as to exhibit an exact account of what is on hand in each company and what is required; adding thereto what is in his own keeping for the use of his regiment and what is further required, which shall be recorded & signed by him, countersigned by the Colonel or commanding officer of his regiment and forwarded immediately to the brigade quartermaster.

The several brigade quartermasters shall on the orders of the brigadier generals or commanding officers of their several brigades, issue to the regimental quartermasters all such articles authorized by law, as are required by them, taking duplicate receipts therefor; and the regimental quartermasters, on the orders of the colonel or commanding officer of their regiment shall issue to the companies according to their requisitions, taking duplicate receipts therefor, from the captain or commanding officer of the company; one of which receipts shall be transmitted to the brigade quartermaster with his next return—And it shall be the duty of each brigade quartermaster to consolidate the returns of the regimental quartermaster so as to exhibit an exact account of every article on hand in the several regiments of his brigade, adding thereto all articles in his own possession for the use of his brigade and forward the same to the Quarter Master General. He shall also from time to time make such requisitions on the Quarter Master General for such articles authorized by law, as may be required for his brigade, & for such funds as may be necessary to defray such contingent expenses therein, as are authorized by law to be paid, so as to have on hand such articles as are usually wanted or are liable to be called for in his brigade.

The quartermaster General shall in the month of May in each year and at any other time when required by the commander in chief, consolidate the returns of the several brigade quartermasters so as to exhibit at one view all the articles of public property in the several brigades and in his own keeping. He shall also add to it an account of all articles received or purchased by him, and issued to the brigade quarter masters; which shall be laid by him before the commander in chief for his information.

The captain or commanding officer of each company shall within ten days after the annual company inspection in may and on the day of the regimental review in September or October furnish the adjutant of his regiment with a report of his company in the manner

and form prescribed in this act; and in default thereof shall pay a fine of ten dollars.

The adjutant of each regiment shall make his returns to the brigade major within twenty days from such inspection and muster; and in default thereof shall pay a fine of twenty dollars.

The Brigade Major of each brigade shall make his return to the Division Adjutant and Inspector within forty days from such inspection and muster, and in default thereof shall pay a fine of twenty dollars.

The Division Adjutant and Inspector shall make his return to the adjutant and inspector General of the State within Sixty days from such inspection and muster, and in default thereof shall pay a fine of thirty dollars. And the adjutant and inspector general of the State shall make his return to the commander in chief within eighty days from such inspection or muster, and to the Secretary of War within one hundred days from such inspection, and in default thereof shall pay a fine of forty dollars.—All which fines shall be recovered on complaint of the officer to whom such returns should have been made, or the Judge Advocate of the brigade in any court proper to try the same, with costs of suit—unless such officer shall make it appear to the satisfaction of the court, that he was utterly unable from sickness, or some other cause, to make his return within the time specified.

And if any officer from whom returns are required by this act, shall refuse or neglect to make such returns for the space of one month beyond the time limited; or shall neglect to do and perform any of the duties required of him by this act within a reasonable and proper time, he shall be arrested on the written complaint of any officer having knowledge of such neglect or refusal, tried by court martial, and, if found guilty, shall be cashiered.

Sec. 21. And be it further enacted, that all regimental or drum-head courtsmartial shall consist of not less than three nor more than five officers at the discretion of the officer ordering the same.

The postage or other reasonable expense incurred in the transmission of any orders or returns required or authorized by this act shall be paid by the Quarter Master General, or by the brigade quartermaster on such vouchers being produced as shall satisfy them that the expenditure was actually and necessarily incurred; & was just and reasonable.

The pay allowed to Officers employed on Courtsmartial, and the contingent expenses attending the same shall be paid by the Quarter Master General or Brigade Quarter master, on the certificate of the President of the Court martial, and Judge Advocate, that such expenses were just and legal.

The Quartermaster General, the Adjutant & Inspector General and all other Officers to whom special services are assigned by this act shall be allowed such compensation as the legislature shall think just and reasonable.

Sec. 22. And be it further enacted, that the rules and regulations for the field exercise and manoeuvres of infantry compiled and adopted for the organization of the army of the United States, agreeably to a resolve of Congress passed December AD one thousand eight hundred and fourteen, be received, adopted, and established as the rules of discipline for the militia of this State, except that part which relates to the formation of a regiment in order of battle or line, and the rank of companies, which shall be as follows—Each regiment when on duty shall be formed and paraded as follows, viz,—

The Cavalry on the extreme right, and if more than one company, the oldest captain with his company on the right.—the Artillery on the left of the cavalry and if more than one Company, the oldest Captain with his company, on the right.—On the left of the Artillery all the companies of Light Infantry & Grenadiers, the oldest captain with his company on the right, the next oldest with his company on the left, and the others, if any, in the center.—On the left of the light infantry the infantry in one battalion as follows.—The oldest captain or first in rank with his company on the right—the second or next in rank with his company on the left—the third in rank with his company on the left of the right or first Captain—the fourth in rank, with his company, on the right of the left or second Captain—and the remaining Captains, with their Companies, alternately on the left of the right and on the right of the left, verging towards the center, till the whole is formed.—The company of riflemen if any on the left of the infantry or extreme left of the regiment. The respective ranks of the captains shall, in all cases, be determined by the date of their commissions; and when it shall happen that two or more Captains have commissions of the same date, their respective ranks shall be determined by their prior pretensions or former commissions and if they have no prior pretensions the oldest man shall rank first.—The Cavalry, Artillery, Light Infantry, Infantry and Riflemen shall be equally under the command of the Colonel of the regiment or in his absence of the lieutenant colonel, or in their absence of the Major, or in the absence of each of them, of the oldest Captain &c.—and when formed in regiment, all the music, except Cavalry music, shall be placed together in such places as the commanding Officer shall direct.

Sec. 23. And be it further enacted, that noncommissioned officers may be reduced to the ranks for any misdemeanor, which in the opinion of the commissioned Officers of the Company, and the commanding officer of the regiment, shall deserve such punishment.—

Sec. 24 And be it further enacted, that the field officers of each and every regiment shall form and arrange the Companies in their several regiments, from time to time, as they shall think the public good may require.

Sec. 25 And be it further enacted, that the color and fashion of

the uniform of the cavalry, artillery, light infantry, and grenadiers shall be determined by the field officers of the regiment in which such corps may be formed; and that the color of the uniform of the infantry shall be determined on by the commander in chief.

Sec. 26 And be it further enacted, that each noncommissioned officer or private who shall appear on parade not completely equipped according to law, shall for each article with which he shall neglect to appear, pay the following sums as fines for the equipments with which he shall not be provided, viz. a gun eighty cents; steel or iron ramrod, twenty cents; bayonet, scabbard and belt, twenty five cents; for neglecting to have his musket and bayonet bright and in complete order, fifty cents; pistol, forty cents; sword or hanger, forty cents; two spare flints, ten cents; priming wire and brush, ten cents; cartridge-box capable of containing twenty four rounds as aforesaid, twenty five cents; knapsack, twenty cents; and canteen, ten cents;

Sec. 27 And be it further enacted, that every officer, noncommissioned officer and private, shall constantly keep himself furnished and provided with the arms and equipments required by this act, except such private of infantry, as shall not be able to provide himself; and no private shall be considered unable to provide himself with the arms and equipments required as aforesaid, unless he shall produce, after the first day of April and before the first day of May annually, to the commanding officer of the company to which he belongs a certificate of such inability from the overseers of the poor of the town or district where he resides; and the commanding officer of the company to which such private belongs shall forthwith lay such certificate before the Selectmen of the town or district where such private resides; and it shall be the duty of such selectmen forthwith, at the expense of their respective towns or districts, to provide for every such private the arms and equipments required as aforesaid and they shall deposit the same in some safe and convenient place, and shall permit the commanding officer of the company to which such private unable to provide himself as aforesaid, belongs, to deliver such arms and equipments to such private, whenever his company shall be ordered out for any military duty, and the said Commanding officer shall be responsible for the safe return of such arms and equipments to the place of deposit. That all parents, masters and guardians shall furnish all minors enrolled in the militia who shall be under their care respectively with the arms and equipments required by this act, and if any parent, master or guardian, having any minor under his care enrolled as aforesaid, shall neglect to provide such minor with the arms and equipments required as aforesaid, he is hereby subjected and made liable to the same forfeitures, as such minor would be liable to for a like deficiency or neglect, if such minor were of age; provided however that such parents, masters or guardians as shall produce, on or be-

fore the first Tuesday of May annually, certificates from the overseers of the poor of the town or district in which they reside of their inability to provide arms and equipments as aforesaid, to the commanding officer of the company in which the minor under their care is enrolled, shall be exempted from the forfeitures aforesaid—and the Selectmen so neglecting or refusing, shall forfeit and pay to the use of the State a sum not exceeding fifty dollars, to be recovered by indictment in the Superior Court of Judicature. And if any person so furnished with arms and equipments shall embezzle, damage, or wilfully destroy the same, he shall be punished by any court proper to try the same, upon complaint made by the Selectmen of the town, by fine or imprisonment, or both, but in no case shall the fine exceed double the value of the arms and equipments so lost or destroyed, nor shall the imprisonment exceed sixty days; and all fines recovered for embezzling or destroying arms and equipments as provided in this act, shall be paid into the hands of the Selectmen, to be appropriated in purchasing arms and equipments for such soldiers as are unable to equip themselves.

Sec. 28.—And be it further enacted, that parents, masters & guardians, shall be liable for the nonappearance and neglect of such persons as are under their care (and are liable by law to train) and are to be proceeded against, for the penalty in the same manner as by this act is provided against other delinquents.

Sec. 29. And be it further enacted, that when any noncommissioned officer or private, shall refuse or neglect to notify and warn any of the noncommissioned officers or privates of the company to which he belongs, (being thereto ordered by his superior officer), he shall pay a fine of two dollars for each noncommissioned officer or private he shall neglect to warn, to be recovered in the same way and manner as is before provided for the collection of fines for non-equipment and non appearance.

Sec. 30 And be it further enacted, that all fines recovered of any noncommissioned officer or private by virtue of this act for nonappearance or non-equipment (except the part which accrues to the sergeant who collects the same) shall be paid into the hands of the commanding officer of the company, to which such noncommissioned officer or private may belong; to be expended for the benefit of such company, as the commissioned officers of the same may direct; and it shall be the duty of the commanding officer of the company to keep an accurate account thereof, and to exhibit the same to the commanding officer of the regiment when thereto required.

Sec. 31.—And be it further enacted that every noncommissioned officer and soldier shall yield entire obedience to the commands of his superior officers, and if any noncommissioned officer or soldier shall prove refractory or disobedient, while on duty, or shall insult or abuse his officers, or either of them, or treat them

with disrespect, the commanding officer present may order the offender to be immediately tried by five commissioned officers, if so many shall be present; and if not so many present, as many as there are in the field; who are empowered to punish the offender, by ordering him to pay a fine, not exceeding ten dollars, at the discretion of the officers: and in case such offender shall refuse or neglect to pay the fine which he may be ordered to pay as aforesaid, the commanding officer present shall issue a warrant under his hand and seal, directed to one of the sergeants of the Company to which such offender may belong, ordering him to arrest and imprison such offender in the common gaol in the county; and the keeper of such gaol is directed and ordered to detain such offender in prison for the space of sixty days, or until he shall pay the fine so ordered to be paid by him as aforesaid—

Sec. 32 And be it further enacted, that on all muster days, every officer shall yield due obedience to his superior officers, and if any officer shall on such days (or at any other time) refuse or neglect to obey the orders he may receive from his superior officers, respecting any matters relating to the government of the militia, he shall be tried by a court martial, and if convicted thereof, shall be cashiered, or reprimanded in orders by the officer appointing the court martial, as the members of said court shall determine; and the superior officer may immediately put such offender in arrest, and report him and his offence to the officer commanding the brigade, (if the officer is under the rank of a field officer) and the commanding officer of the brigade is hereby empowered to appoint a court martial for such trial, and to approve or disapprove the sentence as he may think just; and in case the offender is of the rank of a field officer, his offence shall be reported to the major general, or officer commanding the division, who is hereby empowered to appoint a court martial for the trial of such offender, and to approve or disapprove the sentence as aforesaid—but in case the offender shall be of the rank of a general officer, his offence shall be reported to the commander in chief, who is empowered to appoint a court martial for the trial of such offender, and to approve or disapprove the sentence as aforesaid.

The commander in chief shall, at all times, have the right of appointing courtmartial whenever he shall think it necessary.

All courts-martial, appointed by the commander in chief, shall consist of twelve members, a president and a martial, the president of which shall be of the rank of a major general.

All courts-martial appointed by a major-general shall consist of eight members, a president, and a martial, the president of which shall be of the rank of a colonel or of higher grade.

All courtmartial appointed by a brigadier general, shall consist of six members, a president and a martial, the president of which shall be of the rank of a field officer.

If a general courtmartial is to be formed, orders shall be issued to such divisions as in the opinion of the commander in chief, may most conveniently furnish the members thereof; if it be a division court martial, orders shall be issued to such brigades or regiments, within the division, as, in the opinion of the major general or commanding officer of the division, may most conveniently furnish the members thereof; if it be a brigade court martial, orders shall be issued to such regiments, within the brigade, as in the opinion of the brigadier general, or officer commanding the brigade, may most conveniently furnish the members thereof. And whenever the commanding officer of a division, brigade or regiment, shall be ordered to furnish any officer or officers, as member or members, supernumerary or supernumeraries, of a court martial, such officer or officers shall be regularly detailed from the roster of the division, brigade, or regiment, by the commanding officers thereof respectively, forthwith after having received orders therefor as aforesaid; provided however, that in case of inability, sickness or absence of any officer, whose turn it would be to serve on a court martial, the detailing officer shall certify such circumstance to the officer who ordered the courtmartial, and detail the officer next in rotation; and the officers ordered to be detailed to serve on courtmartial shall be detailed in the following manner: major-generals by the commander in chief, or his orders, from the general roster; brigadier generals by the commanding officers of divisions, from the division roster; field officers by the commanding officers of brigades, from the brigade rosters; and captains and subalterns by the commanding officers of regiments, from the regimental rosters.

Whenever a courtmartial is ordered, the officer ordering it, shall appoint the president and martial of the same, he may also, at his discretion, order a number of officers, not exceeding half the number of members of which the court is composed, to be detailed as supernumeraries in addition to the members, to attend the court at the organization thereof; and in case there shall be any vacancy, or vacancies, the judge advocate shall fill such vacancy or vacancies, from the supernumeraries, beginning with the highest in grade and proceeding in regular rotation.

All officers of courtmartial shall take rank by seniority of commission without regard to corps.—Before any courtmartial shall proceed to the trial of any officer, the judge advocate shall administer to the president and each of the members singly, the following oath:

You, A. B. do swear that without partiality, favor, affection, prejudice or hope of reward, you will well and truly try the cause now before you, between this State and the person (or persons as the case may be) to be tried, and you do further swear, that you will not divulge the sentence of this courtmartial, until it shall

be approved or disapproved; and that you will not on any account, at any time whatever, discover the vote or opinion of any member, unless required to give evidence thereof, as a witness by a court of justice, in a due course of law.—So help you God.—And the President shall administer to the judge advocate the following oath:

You. A. B. do swear that you will faithfully and impartially discharge your duties as judge advocate on this occasion, as well to the State as to the accused, and that you will not, on any account, at any time whatever, divulge the vote or opinion of any member of this courtmartial, unless required to give evidence thereof, as a witness, by a court of justice, in a due course of law—

So help you God.

All military officers shall be amenable to a court martial for any unofficerlike or ungentlemanlike conduct or behaviour, while on duty and at all other times, and shall be tried and sentence approved, in the same way and manner as is before provided for disobedience of orders.

All persons called by summons from the president of any court-martial, to give evidence, who shall unreasonably refuse or neglect to appear, or appearing, shall refuse to give evidence, shall be committed to the common gaol of the county where such court is sitting; there to remain three months, unless sooner discharged therefrom by the justices of the Superior Court; and the president of such court martial is to lodge the accusation against him with the prison keeper. All witnesses shall be sworn or affirmed by the judge advocate before they give their evidence to the court, and the oath or affirmation to be administered to witnesses in courtsmartial shall be in the form following.

You swear (or affirm as the case may be) that the evidence you shall give relative to the charge now in hearing shall be the truth, the whole truth, and nothing but the truth. So help you God, (or this you do under the pains and penalties of perjury, in case the witness shall affirm.) When any member of a court martial is challenged, either on the part of the government or the accused, the cause of the challenge must be stated in writing, of which the court after due deliberation, shall determine the relevancy or validity, and decide accordingly.—And no challenge to more than one member at a time, shall be received by the court.—On questions of challenge, the member objected to shall not vote, but the president may vote with the members that the full number of votes may be given. And in no case shall a challenge be acted upon until the president and judge advocate, and the intended members are sworn. All trials by court-martial shall be carried on in the day time, and when the votes are called for on a question, the judge advocate shall begin with the youngest in commission, and proceed regularly to the oldest.—And at all courts martial unless two thirds

of the members agree that the accused is guilty, the Judge Advocate shall record his acquittal; but if two thirds or more pronounce the accused to be guilty, the court shall sentence him, either to be reprimanded in orders, or removed from office; and if any officer be sentenced to be removed from office, the court shall adjudge him to be disqualified for, and incapable of holding any military office under this State, either for life, or a term of years, according to the aggravation of his offence; which sentence, either of reprimand in orders, or removal from office, if approved, shall remain in full force, but the judgment of disqualification, may be reversed by the commander in chief with the advice of council. And all courtmartial are hereby authorized to preserve order during their Session; and if any person or persons, in presence of a courtmartial, shall behave in a disorderly manner, or make any tumult in, or disturb a court martial, and shall not, upon command of the martial thereof, desist therefrom, it shall be lawful for the court martial to confine such disorderly person or persons for a time not exceeding eight hours.

Sec. 33 And be it further enacted, that the commander in chief may call boards of officers, whenever in his opinion they may be necessary, for settling military questions, or for other purposes relative to good order and discipline; and the commander in chief, the major general or officers commanding divisions, each in his own division, and the brigadier generals, or officers commanding brigades, each in his own brigade, may order courts of inquiry, to examine into the nature of any transaction, or any accusation, or imputation against any officer, when made by an inferior, provided however, that all courts of inquiry on general officers are to be ordered by the commander in chief—all courts of inquiry on field officers are to be ordered by the major generals, or commanding officers of divisions; and all courts of inquiry on captains and subalterns shall be ordered by the brigadier generals or commanding officers of brigades.—And courts of enquiry shall always consist of three officers with the judge advocate of the *brigade* in which they are holden, or some other suitable person in case of his inability to attend, or any legal impediment to his acting, all of whom shall be sworn. These courts shall have the same power to summon witnesses as courts martial, and to examine them on oath; but they shall not give their opinions on the merits of the case, unless they are specially required so to do. The parties shall also be permitted to cross examine witnesses, so as fairly to investigate the circumstances in question. The proceedings of a court of inquiry are to be authenticated by the signatures of the president and judge advocate, and are to be transmitted by the judge advocate, under seal to the officer who appointed the court. The judge advocate shall administer to each of the officers composing a court of inquiry the following oath. You, A. B. do swear

that you will well and truly examine and enquire into the matter now before you, without partiality, favour, affection, prejudice or hope of reward. So help you God.—After which the president shall administer to the judge advocate the following oath:

You. A. B. do swear that you will impartially record the proceedings of the court and the evidence to be given, in the case in hearing.

So help you God.

The judge advocate shall administer to the witnesses the same oath or affirmation, as the case may be, as is prescribed in the thirty *second* section of this act, to be administered to witnesses before the court-martial.

Sec. 34 And be it further enacted, that it shall be the duty of the judge advocates to attend all general, division, or brigade courts-martial or courts of inquiry, holden within their respective divisions, when thereto ordered, provided nevertheless that it shall be in the power of the commander in chief, the major generals, or commanding officers of divisions, or the brigadier generals or commanding officers of brigades, to appoint a judge advocate, pro tempore, to any particular court martial or court of inquiry, appointed to be holden, in case of the inability of the judge advocate, or in case of any legal impediment to his acting. And it shall further be the duty of each judge advocate, or person officiating as such, at any court martial, impartially to state the evidence, both for and against the officer or officers under trial; to take accurate minutes of the evidence, and of the proceedings of the court, all of which, with the judgment of the court thereupon, authenticated with his signature, and that of the president of the court, with the papers used at the trial, or copies thereof certified by him, he shall transmit under seal to the officer, whose duty it is to approve or disapprove the sentence of the court; and all motions and objections to evidence, whether on the part of the state or the accused, and the opinions of the Judge Advocate on questions of law made at the trial, shall be given in writing; and the statement of the Complainant and the defence of the accused, shall be made in writing, in order that a full view of the trial may be had by the officer who ordered the court: and the original records of the proceedings and judgments of all courts-martial, after having received the approbation or disapprobation of the officer who appointed them, shall as soon as opportunity of time and distance will admit, after such courts martial are dissolved, be deposited in the office of the Secretary of State, where they shall be carefully kept and preserved, and the officer, who appointed a court martial, shall be entitled to receive, upon his demand, a copy of the original record from Said Office, certified by said Secretary; and the party tried by any court martial, upon request made at the office of the Secretary of State, by himself or

any person authorized in his behalf, shall be entitled to a copy of the original record, certified as aforesaid of the proceedings and judgment of the court martial which tried him, he paying reasonably therefor.

Sec. 35 And be it further enacted, that the martial and each member and supernumerary of any court-martial, and each member of any court of enquiry appointed in conformity to this act, shall be paid out of the treasury of this State, the sum of one dollar and twenty five cents for each days actual attendance at such court, and four cents per mile for travel to and from the place of holding such court; and the judge advocate shall be paid for each days actual attendance the sum of three dollars and the same travel as members. It shall be the duty of the president of all courts martial or courts of inquiry to certify to his excellency the Governor for the time being, the name, the number of days attendance, and the travel of each person composing such courtmartial or court of enquiry, who is hereby authorized and empowered to draw on the treasurer of this State for the payment of said sums in conformity to the provisions of this act; and all witnesses summoned by the President of any Court martial or court of inquiry, and actually attending such trial, shall be allowed and paid the same fees, as are allowed to witnesses attending the Superior Court; and the attendance and travel shall be certified by the president of such court to the Governor, and paid in the same manner as is provided in this act for the payment of members of such courts.

Sec. 36.—And be it further enacted, that the commander in chief, the officers commanding divisions, brigades or regiments may appoint military watches or guards when an invasion of the State is apprehended, in such place or places, and under such regulations, as they may judge necessary: and all officers and soldiers under their command are to yield strict obedience to their orders and directions; and whenever, in case of actual or threatened invasion, insurrection, or other public danger or emergency, the militia shall be ordered out, or any part thereof shall be ordered to be detached or drafted by the commander in chief, any person who shall be ordered out, detached or drafted, in pursuance of, and obedience to, such orders, and being thereof notified, and ordered to march to the place of rendezvous, and shall neglect or refuse to obey such orders, and shall not within twenty four hours after he shall have been notified as aforesaid, pay a fine of fifty dollars, to the commanding officer of the company to which he belongs, or procures an able bodied man in his stead, such person shall be considered as a soldier belonging to the detachment and dealt with accordingly. And all fines paid as aforesaid, shall be appropriated to the hire of men to complete the detachment. And the officers of any detachment, ordered to be made as aforesaid, shall be regularly detailed from the rosters, and the noncommissioned officers

and privates by lot from the company rolls; and when any company shall not be organized, the officer commanding the regiment shall either by himself, or some other under him, proceed to make and complete the detachment from such unorganized company. And whenever the militia or any part thereof, after having been ordered out or detached as aforesaid, shall be ordered to march for the service of this State, each non commissioned officer and private, so ordered to march, shall provide and take with him three days provisions unless otherwise ordered. And the selectmen of every town and district, to which the men detached as aforesaid and ordered to march for the service of this State, belong, shall provide and cause carriages to attend them with further supplies of provisions, and also the necessary supplies of camp utensils & camp equipage, until notice shall be given them by the commanding officer of the detachment to desist, and the selectmen shall present their accounts for supplies, to the general court for allowance. And whenever the Selectmen of any town or district, from which a detachment or part thereof as aforesaid shall march, and being notified thereof by the commanding officer of such detachment, or part thereof, belonging to such town or district, and shall neglect or refuse to furnish the necessary supplies and camp utensils, and equipage, the town or district to which the selectmen neglecting or refusing as aforesaid belong, shall forfeit not less than one hundred nor more than two hundred and fifty dollars, to be sued for and recovered by any person, who may prosecute for the same in any court proper to try the same, one moiety to the prosecutor and the other to the use of the State.

Sec. 37. And be it further enacted, that the signals of an alarm are to be fixed by the Captain General and may by him be altered from time to time & proper notice thereof is to be given to the several officers; and if any non commissioned officer or private shall, upon the alarm being given, unnecessarily neglect to appear properly armed and equipped at such time and place as the commanding officer shall appoint, he shall pay a fine of ten dollars; and all persons serving on any military guards or watches shall be punishable for misconduct, while in such service, by a court martial to be appointed by the Commanding officer of such guard or watch, provided he be a field officer, and in case he is not, then by the commanding officer of the regiment to which the offender belongs.

Sec. 38 And be it further enacted, that if any officer, non commissioned officer or private shall be killed, or die of wounds received while on any military duty required by this act, his widow, child, or children shall receive from the general court such relief as shall be just and reasonable. And if any officer, non commissioned officer or private, shall be wounded or otherwise disabled, when on such duty, he shall receive from the general court just and reasonable relief.

Sec. 39 And be it further enacted, that whenever any noncommissioned officer or soldier shall think himself unable to perform military duty on account of bodily infirmity, he shall obtain from a majority of the selectmen of the town or place to which he belongs, and from the surgeon or surgeon's mate of the regiment to which he belongs, a certificate under their hands that he is unable to perform military duty on account of bodily infirmity (the nature of which infirmity shall be described in said certificate) for such term of time as they shall judge reasonable, not exceeding one year; which certificate obtained as aforesaid, shall entitle such non commissioned officer or soldier to exemption from military duty for the time in such certificate specified; and if any surgeon or surgeon's mate, or selectman of any town or place in this state shall demand, take, or receive, from any person actually disabled or pretending to be disabled, any money or other compensation for executing the certificate aforesaid, he shall forfeit and pay the sum of six dollars for every such offence, to any person, who shall sue for the same, in any court of competent jurisdiction.

Sec. 40 And be it further enacted, that in all towns where there may be fire engines, eighteen persons to each engine shall be conditionally exempted from militia duty as provided in the fifth section of this act.

Sec. 41. And be it further enacted, that every commanding officer, when on duty, is hereby authorized to ascertain and fix necessary limits and bounds to his parade (no road in which people usually travel to be included) within which no spectator shall have a right to enter, without liberty from the commanding officer.

Sec. 42 And be it further enacted, that any keeper of a tavern, boarding house, or master or mistress of any dwelling house, who shall refuse to give information of the name or names of any person or persons residing with him or her, liable to military duty, when applied to for that purpose by the commanding officer of the company, within the bounds of which such tavern, boarding house or dwelling house is situated, or when applied to for that purpose by any person acting under the orders of such commanding officer, or shall give any false information upon such application, every such person so offending, shall forfeit twenty dollars, to be sued for by the commanding officer of the said company, in any court of competent jurisdiction to try the same, in the county where such offender resides.

Sec. 43 And be it further enacted, that it shall be the duty of the five majors and drum majors of the several regiments in this State to assemble the fifers and drummers, in their respective regiments, once in every year, for the purpose of instructing them in martial music, to be notified in the same manner and to have the same notice, which is required to be given to privates for company musters; and the musicians, when ordered out as aforesaid or on

regimental muster days, shall be subject to the same rules of discipline, and liable to the same fines and penalties for non appearance and misconduct as privates in the militia; which fines and penalties shall be collected by the fife and drum majors, or either of them in the same way and manner that fines are to be collected by clerks of companies, and shall be appropriated in defraying the expenses, which such fife and drum majors may have been at in assembling and instructing said musicians as above.—And it shall be the duty of the fife majors and drum majors, in their respective regiments, on such days and on regimental muster days, to teach, lead and command such musicians, and to issue all such orders as they may be, by the commanding officers of their respective regiments, authorized or required to for those purposes; and the commanding officers of companies composing the respective regiments, are hereby required to make returns of the names of the musicians belonging to their respective companies, to the commanding officers of the regiments to which their company belongs, on or before the first day of May annually, from which returns the fife and drum majors shall be furnished with a roll of the musicians annually. by the adjutants of the respective regiments. And all fife and drum majors who have faithfully served and done the duties relative to said office for the term of six years shall be exempt from doing any further military duty.

Sec. 44. And be it further enacted,—

Art. 1. Every commissioned officer, who shall wilfully oppress or injure any under his command, or who shall at any time set on foot or join in any combination to resist or evade the lawful orders of any commissioned officers, shall be liable to be tried by a court martial.

Art. 2.—If any officer shall in due course of law be convicted of any infamous crime, he shall forthwith be put in arrest, and deprived of all military command, until an opportunity shall be had for both houses of the legislature to address the governor for his removal.

Art. 3. Every officer, to be tried by a court martial, shall be put in arrest, so as to be suspended from the exercise of his office, and shall have a copy of the charges exhibited against him, and notice of the time and place appointed for his trial, which copy and notice of the time and place appointed for his trial, shall be given ten days at least before his trial is commenced: and every officer arrested as aforesaid shall be brought to trial without any unnecessary delay.

Art. 4. In case any officer, for the trial of whom a court martial is appointed, shall neglect to appear and make defence, or if appearing, shall afterwards withdraw in contempt of the court, or being arraigned before a court martial, shall from obstinacy or deliberate design stand mute, or answer foreign to the purpose.

the court may proceed to trial and judgment as if he had regularly plead not guilty.

Art. 5. If any officer after having been put in arrest, shall presume to exercise any military command until he is discharged from his arrest, he shall be liable to be tried by a court martial, and if convicted, he shall be removed from office.

Art. 6. No officer shall be tried by a court martial for any offence, which shall have been committed more than one year previous to the time when a complaint shall have been made in writing therefor, unless he by reason of having absented himself, or some other manifest impediment, shall not have been amenable to justice within that period.

Art. 7. Every captain or commanding officer who shall neglect or refuse to call out his company as often as, and at the times, required by this act, or at any other times when thereto required by his superior officers, or who shall at any time excuse any under his command for unnecessary absence or deficiency, or shall take a less fine than is imposed by this act, shall be liable to be tried by a court martial.

Art. 8. No officer shall be permitted to resign while under arrest: and no resignation of any officer shall be approved, if such resignation be offered between the first day of May and the first day of November, unless the reasons offered by the officer wishing to resign within those days, be very urgent, nor in any case shall a captain or subaltern resign without the consent of a majority of the field officers of the regiment to which he belongs.

Art. 9. No officer shall consider himself exempted from the duties of his station, except when under arrest, until he shall have received a certificate of his discharge from the commander in chief.

Art. 10. No field officer shall approve a resignation, until the books, plates and other articles in the possession of the resigning officer (belonging to the State) are delivered to the commanding officer of the regiment to which he belongs or some other person appointed to receive them, in order that such books, plates and other articles may be delivered to his successor in office.

Art. 11. The captain or commanding officer of every company raised at large, shall annually in the month of April, make out a list of the names of the men belonging to his company, and deliver the same to the commanding officer of the regiment, within whose bounds such corps is formed.

Art. 12. Every person, who shall enlist into any volunteer company (whether such person be exempted from military duty by this act or not), shall be holden to do duty therein for the term of seven years, unless sooner discharged by order of the commanding officer of the regiment in which such corps is formed.

Art. 13. Each commanding officer of a regiment may on appli-

cation of the commanding officer of any volunteer corps or of any noncommissioned officer or private belonging to such corps, discharge from such corps, any noncommissioned officer or private; and such noncommissioned officer or private shall forthwith be enrolled in the standing company within the bounds of which he resides; and every noncommissioned officer so discharged, shall be considered as reduced to the ranks.

Art. 14. Any officer neglecting or refusing to make a draft, or detachment, when ordered, shall be arrested and tried by a Court martial; and the officer next in command, shall be ordered to make the draft or detachment.

Art. 15.—If any noncommissioned officer or private shall come on to any parade with his musket, rifle or pistol loaded with powder and ball, slugs, or shot, he shall for such offence forfeit not less than two nor more than ten dollars. And if any noncommissioned officer or private shall, without leave from his officer quit his guard, section, platoon or company he shall for each offence forfeit not less than one nor more than five dollars.

Art. 16. If any noncommissioned officer or private shall, in due course of law, be convicted of any infamous crime, he shall be forthwith disenrolled from the militia, and the crime and discharge shall be recorded in the orderly book of the company.

Art. 17. The first sergeant of each company shall keep an exact roll of the company, together with the state of the arms and equipments belonging to each man, which roll he shall annually revise in the month of April and correct the same from time to time, as the alterations in the company may require; he shall assist the commanding officer in enrolling all such persons without partiality or favour, as may be from time to time liable to do military duty within his company; he shall record orders, and proceedings of the company in the orderly book, and keep an exact detail of all drafts & detachments; he shall keep an account in the orderly book of all fines and forfeitures, with the names of the persons from whom they were collected, the time when and the offence for which they were collected; which book shall not be alienated from the company and shall always be open to the inspection of the officers of the company, and the field officers of the regiment to which the company belongs.

Sec. 45. And be it further enacted, that every fine arising by any breach of this act, for which no special mode of recovery has been pointed out, may be recovered by action, bill, plaint, or information, in any court proper to try the same.

Sec. 46. And be it further enacted, that each regiment shall turn out for inspection and review once in each year, and no more; which shall be between the first day of September and the fifteenth day of October. And the respective major generals shall some time in the month of July of each year issue their orders to the

brigadier generals composing their divisions directing them to order out the several regiments in their brigades within the time specified in this act, and such other things relative to the discipline of the militia as they may deem proper. And the brigadier general receiving such order shall on or before the twentieth day of August of each year, in brigade orders, issue the same to the respective colonels and appoint the time for the meeting of each regiment, and it shall be his duty to notify the major general of the time and place of meeting of the several regiments composing his brigade. And no colonel or commanding officer of regiments shall be obliged to call out his regiment without such order.

Sec. 47. And be it further enacted, that it shall be the duty of each major general in this state, to review one of the brigades in his division, in each year, until he shall have reviewed the whole division under his command, should he continue to hold his commission a sufficient length of time, and in case such major general shall neglect to issue the orders & perform the duty aforesaid within the time specified in this act, such neglect shall be sufficient cause for removal by address.

Sec. 48. And be it further enacted, that all fines and forfeitures incurred by non-commissioned officers and privates, under the provisions of this act, the recovery of which, and the mode of recovery of which are not in and by this act otherwise provided for, shall be prosecuted for and recovered with costs by the respective clerks of the companies to which such non-commissioned officer or officers, private or privates, incurring any fine or forfeiture, as aforesaid, belong, in the manner following:

The clerk of each company, after the expiration of fifteen days and within sixty days after the day of any parade of the company to which he belongs; either company or regimental, shall make out and subscribe an information against the offending non commissioned officer or officers, private or privates of the company, who have not been excused by the commanding officer of the company, agreeably to the provisions of this act, or who have not within fifteen days aforesaid, paid to such clerk the fine or forfeiture, or fines or forfeitures, which he or they may have incurred; which information shall, within sixty days aforesaid, be left with some justice of the peace, of the county in which the offending non commissioned officer or officers, private or privates, resides or reside, which information shall be in substance as follows viz.

To A. B. Esq^r Justice of the Peace in and for the County of
 I, the subscriber, Clerk of the company commanded by
 do hereby give information against the following person (or persons, as the case may be) who being duly enrolled in said company, and being duly notified to meet with said company on the
 day of anno Domini was (or were as the
 case may be) guilty of the offence and did incur the forfeitures set
 against his name, (or their respective names as the case may be.)

Names.	Offences	Forfeitures.	Sums
A. B. non-commis-	{For unnecessarily neg-	Has forfeited	
sioned officer			
C. D. private	{said day	Has forfeited	
E. F.	{For being deficient of	Has forfeited	
	{a on s ^d day		
G. H.	{For being guilty on s ^d	Has forfeited	
	{day of coming onto the		
	{parade with his		
	{loaded		
J. K.	{For neglecting to no-	Has forfeited	
	{tify and warn the com-		
	{pany (or any part		
	{thereof as the case		
	{may be)		
L. M.	{For unnecessarily dis-	Has forfeited	
	{charging his musket,		
	{rifle or pistol (as the		
	{case may be) in going		
	{to or returning from the		
	{place of parade without		
	{the orders of an officer.		

And in the same manner substantially, all other offences, are to be set forth against offending non commissioned officers and privates.) I therefore, agreeably to my oath of office and in compliance with the requisitions of the law in this behalf, request that you would issue a summons to each of the persons named in the above information to appear before you and shew cause, if any he has, why it should not be adjudged that he pay the forfeiture set against his name, for the offence or offences which he is therein alledged to have committed.

Dated at this day of in the year of our
Lord

A B. } Clerk of the Company commanded by

And the Justice to whom such information is directed and with whom it is left, shall issue a summons to each person informed against as aforesaid, to be served at least seven days before the time appointed for shewing cause; which summons shall be in substance as follows,

(Seal) R_____ss.

To the Sheriff of said County or either of his deputies, or either of the constables of the town of _____ in the County aforesaid,
Greeting.

In the name of the State of New Hampshire you are hereby required to summon C.D. of _____ in the County aforesaid to appear before me, E.F., one of the Justices of the Peace for the County aforesaid at _____ in _____ on the _____ day of _____ at _____ of the clock in the _____ noon, then and there to shew cause, if any he have, why judgment should not be rendered that he has forfeited (here insert the offence and the time when and place where it was committed.) Hereof fail not and make due return of this writ and your doings thereon unto myself, on or before the said hour of the day of _____ Dated at _____ aforesaid the day of _____ in the year of our Lord

E.F. Justice of the Peace.

And when the person summoned as aforesaid shall appear either by himself or his attorney, he may plead the general issue and give any special matter in evidence; and if such person shall make default, or if judgment be rendered against him, and he neglect for two days thereafter to satisfy the same, with legal costs, then the justice of the peace, to and with whom the information shall have been directed and left as aforesaid, shall issue execution in substance as follows:

State of New Hampshire

.....SS.

(Seal.) To the Sheriff of said County or either of his deputies, or either of the constables of the town of _____ in the same county of _____ Greeting.

Whereas A. B. clerk of the company commanded by _____ in said county, on the _____ day of _____ before E. F. Esquire one of our justices of the peace for our county aforesaid, recovered judgment against G. H. of _____ for the sum of _____ fine or forfeiture and _____ costs of prosecution, as to us appears of record, whereof execution remains to be done: We command you therefore that of the money of the said G. H. or his goods or chattels within your precinct, at the value thereof in money, you cause to be levied, paid and satisfied unto the said A. B. the aforesaid sums, being _____ in the whole; and also that out of the money, goods, and chattels of the said G. H. you levy twenty five cents more for this writ, together with your own fees; and for want of such money, goods, or chattels of the said G. H. to be by him shewn unto you, or found within your precinct, to the acceptance of the said A. B. for satisfying the aforesaid sums, we command you to take the body of the said G. H. and him commit unto our gaol in D. _____ and command the keeper thereof accordingly to receive the said G. H. unto our said gaol and him safely to keep until he pay the full sums above mentioned, with your fees, or that he be discharged by the said A. B. or otherwise by order of law. Hereof fail not and

make return of your doings therein unto our said Justice within twenty days next coming. Witness our said Justice at the day of in the year of our Lord one thousand eight hundred and

E. F.

Sec. 49. And be it further enacted, that it shall be lawful to amend the summons issued against any non-commissioned officer or private, in any stage of the proceedings, without paying cost. And no clerk shall be liable to pay any defendant costs in any case in which the commanding officer of the company has endorsed his approval on the information of such clerk. And no appeal shall be allowed from any judgment of a Justice of the Peace, when the forfeiture by him adjudged does not exceed ten dollars exclusive of costs.

Sec. 50. And be it further enacted, that the Clerk of each company shall retain to his own use one fourth part of all fines and forfeitures collected or received by him, and the residue he shall faithfully pay over to the commanding officer of the company, on demand; and the commanding officer of the company shall give his receipt to the Clerk for all money paid over to him as aforesaid. And it shall be the duty of every commanding officer of a company to expend such part of the money paid him by the Clerk, as may be necessary for defraying such company expenses, as a majority of the commissioned officers of the company shall judge to be necessary.

[CHAPTER 85.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF THE WINNIPISEOGEE, SQUAM AND PEMIGEWASSETT LOCKS AND CANALS.

[Approved July 1, 1810. Original Acts, vol. 25, p. 130; recorded Acts, vol. 21, p. 417. See act of July 7, 1827, Session Laws, 1827, Chap. 66.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That Phinehas Walker, Daniel Ladd, Robert Fowle, James Smyth, Joshua Smyth, Joseph Shepard, Arthur Livermore, Jabez H. Weld, David Webster, junior, their associates and successors, be, and they are hereby incorporated and made a body corporate and politic, forever, by the name of The Proprietors of the Winnipiseogee, Squam and Pemigewassett Locks and Canals; and in and by that name may sue and be sued, prosecute and defend, and be known and distinguished in their acts and proceedings, and in all cases whatever.

And they are hereby empowered to make and establish such by-laws, rules and regulations, not contrary to the laws of the State, as may be necessary and convenient for the government of said Corporation; may cause them to be executed, and may annex such penalties to the breach thereof as are just and reasonable, not exceeding ten dollars for any one offence; and they hereby are vested with all the powers and privileges, incident to corporations of a like nature.

Sect. 2. And be it further enacted, That either three of the persons before named may call the first meeting of said proprietors, to be holden at any such time and place as they may direct, by a written notification for that purpose posted up in the towns of Plymouth and Holderness, at least twenty days prior to said meeting, at which they shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office, and shall agree on the manner of calling their future meetings; and at the same or at any subsequent meeting legally holden, the said proprietors may determine the number of shares into which said Corporation may be divided; may pass by-laws; order assessments; agree upon the manner of transferring shares, and do any act or acts which may be deemed necessary and proper to carry into effect the purposes of said Corporation.

All elections shall be determined by a majority of votes, accounting and allowing one vote to each share in all cases; and absent members may vote by proxy duly authorized in writing.

Sect. 3. And be it further enacted, That said Proprietors be and they hereby are authorized and empowered to construct, erect and maintain canals, locks or slips, for the passage of boats, rafts or any other thing, on or through any of the waters or lands, or both, and in any such place or places as they may deem most practicable and best, from the northwesterly part of Winnipiseogee pond through great and little Squam ponds to Pemigewassett river in Plymouth, or on and through such portions of said rout as they think expedient; and may clear obstructions in the waters aforesaid so as to render them navigable for boats rafts, spars, masts or any other timber; and for this purpose may purchase and hold so much land and other real estate as may be necessary to carry into effect the designs of this grant.

And in case the owner or owners of any land through which the said Proprietors may deem it necessary that said canal or canals should pass, or upon or adjoining which it should be deemed necessary to erect any lock or locks, should refuse to convey the same, or demand therefor an unreasonable compensation; the said Proprietors may apply to the Justices of the Superior Court of Judicature at any term of said Court holden in either of the counties of Grafton or Strafford, giving at least ten days' notice in writing of the time and intention of such application to the

adverse party; and the said Justices may upon a hearing of said parties, or upon neglect of appearance of the party notified, appoint any three freeholders to appraise the value of such land; and upon a return of such appraisement into the office of the Clerk of said Corporation, who shall record the same, and payment or tender of payment of such appraised value, the said Proprietors may proceed to occupy such land for the purposes contemplated by this act; and shall hold the same for so long time as they so occupy it as effectually as if conveyed in any other way.

Sect. 4: And be it further enacted, That if in consequence of the construction of any dam across the waters issuing from the westerly part of Great Squam pond, or in any other place, the current of water flowing thence into the Pemigewasset river should be stoped, or so much lessened as materially to affect the operation of any mill or mills situate on such current, or stream of water, the owner or owners of such mill or mills shall be entitled to receive from said Corporation compensation for all such damages as may be occasioned by such obstruction; to be ascertained and determined in the same way as compensation for land taken for the use of said Corporation is ascertained and determined agreeably to the provisions of the third section of this act.

Sect. 5. And be it further enacted, That for the purpose of reimbursing said Proprietors for their expenses in carrying into effect the objects of this act, a Toll be, and hereby is granted and allowed to be demanded, taken and received of and from all and every person or persons passing through said canal or canals, locks or slips, with any boat, raft, timber or other thing, and to stop and detain any such boat, raft, timber, or other thing, until such toll be paid or secured.

And that the rates of said toll may be equitably apportioned and determined with a just reference to the amount of expenses incurred in constructing and erecting the said canals, locks and other works herein contemplated, the said Proprietors may, whenever in their opinion they are so far completed, as to admit the safe passage of boats and other things, lay an account of their expenses in the construction and erection of said canals, locks and other works, before the Justices of the Court aforesaid, either in term time or at any other time; and the said Justices may upon such evidence as may be satisfactory to them, or to a majority of them, with reference to the amount of expenses and to the condition of said works, determine the rates of toll which said Corporation shall be entitled to receive. And this determination of said Justices shall be recorded in the office of the Clerk of said Court, and in the office of the Clerk of said Corporation, and shall be conclusive against all parties concerned until altered by the Justices of the same Court, or by authority of the General Court.

Sect. 6. And be it further enacted, That said Corporation shall

be responsible for the safe conveyance of property passing through said locks or slips; and if any damage shall be sustained by the owner or owners of any boat, raft or other thing in passing through any of said locks or slips, through the negligence or inattention of the agents or servants of the Corporation conducting the same, the damages, so sustained may be ascertained by referees mutually chosen, or appointed by the Court of Common Pleas in either of the counties of Grafton or Strafford, who upon application of either party may appoint such referees; and the award of such referees, in either case, made to said Court shall be conclusive; and judgment may be rendered and execution issued thereon, as upon the report of referees in other cases.

Sect. 7. And be it further enacted, That if any person or persons shall wilfully and maliciously obstruct, or impede the passage of any boat, raft or other thing in said locks or canals, or destroy or injure any of the works appertaining thereto, such person or persons may be indicted and punished in the discretion of the Court before whom the conviction may be, and said Corporation may also have a remedy for damages in a civil action before any Court of competent jurisdiction.

And this act may be given in evidence in any Court, and in any case whatever wherein said Corporation is a party without specially alledging or pleading the same.

Sect. 8. And be it further enacted, That at the expiration of ten years after the first establishment of the rates of toll as aforesaid, and at the expiration of every subsequent term of ten years, a true statement of the annual amount of income and expenditure shall be laid before the Justices of the Superior Court of Judicature, who are hereby authorized upon examination of such statement to make any alterations in the rates of toll, by increasing or diminishing the amount to be received, as they may judge reasonable and proper; and any alterations so made and recorded as aforesaid shall be conclusive, until again altered in the manner prescribed in the third section of this act.

Sect. 9. And be it further enacted, That if said canals and locks shall not be completed within eight years from the passing hereof, then this act, and every part thereof shall be void and of no effect.

[CHAPTER 86.]

State of }
New Hampshire. }

AN ACT REPEALING AN ACT ENTITLED "AN ACT ALLOWING A CERTAIN PREMIUM FOR KILLING CROWS."

[Approved July 1, 1819. Original Acts, vol. 25, p. 131; recorded Acts, vol. 21, p. 423. Session Laws, 1815-21, p. 252. The act repealed is dated June 27, 1817, *ante*, p. 645. See act of December 16, 1828, Session Laws, 1828, Chap. 53. By the act of July 4, 1829, the bounty on crows was abolished. Session Laws, 1829, Chap. 63. It was revived by the act of June 22, 1832, *id.*, 1832, Chap. 76.]

Sec. 1.—Be it enacted by the Senate and house of representatives, in General court convened, that the act entitled "an act allowing a certain premium for killing crows," approved June twenty seventh, one thousand eight hundred and seventeen, be, and the same is hereby repealed. Provided nevertheless, that this act shall not take effect untill the first day of September next.

[CHAPTER 87.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER THE RIVER MERRIMAC, AT OR NEAR A PLACE CALLED TUCKER'S FERRY IN CONCORD, AND FOR SUPPORTING THE SAME" PASSED DECEMBER TWENTY EIGHTH AD SEVENTEEN HUNDRED AND NINETY FIVE.

[Approved July 1, 1819. Original Acts, vol. 25, p. 132; recorded Acts, vol. 21, p. 424. The act referred to is printed in Laws of New Hampshire, vol. 6, p. 288. See acts of June 11, 1803, *id.*, vol. 7, p. 160; June 11, 1808, *id.*, p. 654; and June 15, 1811, *ante*, p. 13.]

Whereas the proprietors of Federal Bridge, by the breaking up of the ice in the river Merrimac, early the last spring, had the misfortune to have their Bridge swept away, and are now under the necessity of buiding an entire new bridge at a heavy expence.

Therefore,

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that the said proprietors be, and they hereby are authorised hereafter to demand and receive as toll at their bridge, for each foot passenger one cent; for each horse and rider, six cents and one quarter; for each chaise, chair, or sulkey drawn by one horse twelve cents and an half, and for each addi-

tional beast four cents; for each curricule drawn by two beasts sixteen cents and for each additional beast four cents; for each four wheeled Carriage of pleasure drawn by two beasts twenty cents, and for each additional beast four cents for each cart, waggon or carriage of burden drawn by one beast ten cents, and for each additional beast four cents; for each Sleigh or Sled drawn by one beast six cents and for each additional beast four cents; for each horse, jack, mule, or neat beast, (exclusive of those rode on or in Carriages or teams) two cents; for each sheep and swine one half cent, one person only for each waggon, cart, sleigh, or other carriage of burden to be allowed to pass toll free.

Provided, that all persons shall at all times hereafter have the right of passing and repassing said bridge with their horses and Carriages (on sabbath days) for the purpose of attending public worship; and provided also that the ministers of the Gospel of every denomination, resident in said Town of Concord and who officiate for established religious societies in said town, shall at all times have the right to pass and repass said bridge with their horses and carriages free of toll for the purpose of attending funerals, or to their ministerial duties on the sabbath, and also all military officers and soldiers when on military duty.

And provided further, that the Directors of said Corporation shall, once in every two years from the passing of this act make a return of the tolls and expences of said Bridge to the Governor and Council; and if it shall appear that the net profits of said bridge have exceeded twelve per centum per annum on the amount of capital, after deducting expences, for any two years together, the Governor and Council are hereby authorised and required to reduce the rates of toll so that in their opinion the net profits shall not exceed twelve per centum per Annum.

[CHAPTER 88.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO & IN AMENDMENT OF AN ACT, ENTITLED
"AN ACT FOR THE RELIEF OF POOR DEBTORS, AND FOR REGULATING APPEALS FROM JUDGMENTS OF JUSTICES OF THE PEACE."
PASSED JUNE 30TH, 1818.

[Approved July 1, 1819. Original Acts, vol. 25, p. 133; recorded Acts, vol. 21, p. 426. Session Laws, 1815-21, p. 252. Laws, 1824 ed., p. 23. See act referred to, *ante*, p. 743.]

Sec: 1.—Be it enacted by the Senate & House of Representatives, in general court convened, that no person shall be committed to gaol, or be liable to be imprisoned, on any Writ, or Mesne process,

in any action, founded on Contract, made or entered into, subsequently to the first day of January, last past, unless the sum due the Plaintiff in such action exceed the sum of thirteen dollars and thirty three Cents, exclusively of the damages alleged by the Plaintiff, to be by him sustained by the breach of such Contract; and such Writ or Mesne Process shall not run against the body of such debtor, but in all other respects shall be according to the forms established by law.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED DURING THIS SESSION.]

1819, June 16.

Resolved that the sum of two thousand and six hundred Dollars be and hereby is appropriated for the erection and completion of a workshop for the convicts in the State Prison; and that His Excellency the Governor be authorized to draw said sum from the Treasury, at such time as he may deem necessary, by his order on the Treasurer. And the sum aforesaid, drawn from the Treasury as aforesaid shall be delivered to such person or persons as may be appointed by His Excellency the Governor and Hon^{ble} Council to superintend the erection of said Work shop to be expended for the purposes aforesaid.

[House Journal, 1819, p. 285. Senate Journal, 1819, p. 328.]

1819, June 22.

Resolved, that the sum of five hundred dollars be and the same hereby is appropriated towards repairing the seawall, wharf and harbour at Haleys Island in this State. And his Excellency the Governor, is hereby authorized, by warrant on the Treasurer, to draw said sum from the Treasury, at such times and in such sums as Col. Amos S. Parsons of Rye may consider necessary; and the sums aforesaid, drawn from the treasury as aforesaid shall be delivered to the said Amos S. Parsons for the purpose aforesaid. And the said Amos S. Parsons is hereby appointed, the agent for this State, to superintend and direct the application of the sum herein appropriated towards repairing the seawall, wharf & harbour aforesaid; an also to direct the application of all such sums of money as have been or may be contributed by individuals for the same purpose; and he is hereby required to render an account to his Excellency the Governor of his doings herein on or before the first tuesday of June. AD. 1820.

Provided, that the agent for this State shall not receive any money from the Treasury under this resolve, until he shall have received satisfactory evidence, that contributions, for the purpose aforesaid, have been obtained, for a sum, equal at least to the sum to be drawn from the Treasury of this State.

[House Journal, 1819, p. 380. Senate Journal, 1819, p. 426.]

1819, June 26.

Resolved, that his Excellency the Governor be and he is hereby authorized and required to furnish at the expense of this State the Artillery Company in the thirty seventh Regiment with one piece of Ordnance and apparatus according to law.

[House Journal, 1819, p. 524. Senate Journal, 1819, p. 567.]

1819, June 26.

Resolved that his Excellency the Governor be and he hereby is authorized and required to furnish, at the expense, of this State, a new piece of Ordnance with apparatus for the 13th Regiment, on the commanding officer of the artillery Company in said Regiment producing a Certificate from the Commissary General, that he has deposited the old piece belonging to said Regiment in his Custody with the carriage and apparatus.

[House Journal, 1819, p. 530. Senate Journal, 1819, p. 567.]

1819, June 28.

Whereas Henry Schoff of Stratford in the County of Coos and said State of New Hampshire has petitioned the General Court for the purchase of one hundred and thirty Acres of land lying in said Stratford which land was mortgaged to said State by Benjamin Strong which petition having been considered:

Resolved, that Adino N. Brackett Esquire of Lancaster and James Lucas Esquire of Northumberland in said County be a Committee to appraise the land petitioned for by the said Henry Schoff and make report to the Treasurer of their appraisal, at the expense of the petitioner and that upon the said Henry Schoff the petitioner paying to the Treasurer the value of the land, or giving good security therefor, the Treasurer be and is authorized to give a good and valid conveyance of said land to the said Henry Schoff.

[House Journal, 1819, p. 546. Senate Journal, 1819, p. 579.]

1819, June 29.

Whereas the publication of Reports of the decisions of the highest judicial tribunal in this state would be conducive to the interests of the citizens—and Whereas Nathaniel Adams Esquire has issued proposals for the publication of the same, and offers to this state a certain number of copies of said Reports in volumes of about three hundred pages each in boards, at the rate of one dollar for every hundred pages—Therefore

Resolved—that the Treasurer of this state be authorized and required to purchase and receive from Mr. Adams two hundred and fifty copies of the reports of the decisions of the Superior Court of Judicature of New Hampshire, upon the terms above named, provided that a discount be made from that price of twenty five per cent. upon the whole amount.

Resolved—that His Excellency the Governor be authorized to draw upon the treasury for payment of the same, on receiving from the Treasurer a certificate that said volumes are deposited in his office, and of the amount due for the same.

Resolved—that the Treasurer of this State be directed to deliver one copy of said Reports to each town in this state, on application for the same, receiving a receipt of the town clerk therefor.—

[Senate Journal, 1819, p. 581.]

1819, June 29.

Resolved, That the Agricultural Societies of the Counties of Rockingham, Strafford, Hillsborough, Cheshire and Grafton have and receive out of the Treasury of this State the sum of two hundred dollars each, and the Agricultural Society of the County of Coos, have and receive out of the Treasury of this State the sum of two hundred dollars, as soon as it shall be organized under it's act of Incorporation, provided said Society shall organize before the next Session of the Legislature.

And be it further resolved, That the forgoing grant be made on Condition, that each Society shall within one year from the first day of January next, appropriate the sum granted by this Resolve, together with at least an equal sum in addition to the same for the purpose of improvements in Agriculture and Dmostic Manufactures, and shall make a Return Stating such improvements in Agriculture and Domestic Manufacture as may have been made by such Society, and the purposes and amounts for which premiums have been paid during the year then past, to the Secretary of State on or before the first wednesday of June in the years 1820 and 1821, whose duty it shall be to lay the same before the Legislature on or before the first monday of their June session in each of said years, and that all premiums for improvements in Agriculture, Stock or domestic manufacture shall be offered to any Inhabitant in the County where such premiums are offered, who may excell in such particulars, and the Treasurer of the State is hereby directed to pay said sum to the Treasurer of either of said Societies, when he shall lodge with him a Certificate under oath, that he has within the current year, received of the members of the Society of which he is Treasurer, the sum of two hundred dollars for the purposes of said Society, except that the Treasurer of the Society in the County of Coos shall be entitled to receive, and the Treasurer of the State is hereby directed to pay him the aforesaid sum of two hundred dollars, when he shall produce evidence that said Society has been organized under it's act of Incorporation, provided the same shall be done before the next Session of the Legislature.

[House Journal, 1819, p. 564. Senate Journal, 1819, p. 596.]

1819, June 29.

Resolved. That the Attorney General, of this State for the time being, shall have and receive out of the Treasury of this State, the sum of eight hundred Dollars annually, as a compensation for his services—Provided,

nevertheless that in case of the absence of the Attorney General from any one Term or Terms of the Superior Court of Judicature of said State, or in case of any neglect on his part to perform the duties of his Office, at any such Term—and in case the Solicitors of the several counties shall perform such duties, they shall severally, on producing a certificate of one of the Justices of said Superior Court, stating the performance of such services, receive out of the Treasury of this State, for each and every Term of the Superior Court of Judicature, holden in their respective counties, and as which they shall discharge the duties of the Attorney General as aforesaid, the sum of sixty Dollars as a compensation for such services, which shall be deducted from the sum of eight hundred Dollars allowed to the Attorney General, as aforesaid—

[House Journal, 1819, p. 563. Senate Journal, 1819, p. 600.]

1819, June 30.

Resolved, That the towns of Jefferson, Britton Woods, Durand, Shelburne & Shelburne Addition, together with Nash & Sawyer's Locations in the County of Coos, be and they hereby are classed, for the purpose of sending a Representative to the General Court, until it is otherwise ordered.

[House Journal, 1819, p. 588. Senate Journal, 1819, p. 611.]

1819, July 1.

Resolved, that John Davenport Esq^r of Portsmouth, John Folsom Esq^r of Chester, Daniel Mathes Esq^r of Durham, Daniel Gale 2^d Esq^r of Gilmanston, Charles Barrett Esq^r of New Ipswich, Benjamin Evans Esq^r of Warner, John Kneeland Esq^r of Chesterfield Newton Whittelsey Esq^r of Cornish, Thomas Whipple Jr Esq^r of Wentworth and Adino N. Brackett Esq^r of Lancaster—be a committee to ascertain the number of deaf and dumb children in this state; And that said committee be instructed to ascertain the names, ages, places of residence, pecuniary circumstances and as far as practicable the capacity of such children to receive instruction—And that said committee be instructed to ascertain the expence for support and instruction of children at the institution at Hartford, for the education of deaf & dumb children—And that they report on the same to the Legislature on the first tuesday of its next session—

[House Journal, 1819, p. 578. Senate Journal, 1819, p. 607.]

1819, July 1.

Resolved, that the town of Bristol in the County of Grafton be and hereby is annexed to the eleventh Senatorial District in said State.

Resolved, that said town of Bristol be permitted to send a Representative to the General Court until the Legislature shall otherwise order

[House Journal, 1819, p. 593. Senate Journal, 1819, p. 644.]

1819, July 1.

Resolved, That John Johnson be and he hereby is appointed to superintend and take charge of the State House in the recess of the Legislature, whose duty it shall be to keep the House clean at all times, to air it as often as necessity shall require, by opening the windows; to keep all the rooms locked except the Secretary's and Treasurer's rooms; and when requested by Strangers, to open said rooms for their inspection, and to wait upon them a reasonable time for that purpose, and to see that no damage is done to any part of said House, yard or fence that may be built around said yard; and he is hereby authorised and directed to prosecute in behalf of the State any person, who may in any way injure said House, yard or fence for wick service said superintendent shall be allowed a reasonable compensation

[House Journal, 1819, p. 628. Senate Journal, 1819, p. 648.]

1819, July 1.

Resolved—That James Buswell and Edward Philbrick be authorized to take all the wooden furniture belonging to the state, now in the old state house, and dispose of the same for their own benefit—

[House Journal, 1819, p. 627. Senate Journal, 1819, p. 650.]

1819, July 2.

Resolved that Samuel Sparhawk, John M. Clary and Thomas Whipple Jun^r Esquires be a Committee to enquire into the state of the New Hampshire bank at Portsmouth with authority to call for persons and papers and that they report thereon to his Excellency the Governor as soon as may be.—And his Excellency the Governor is hereby authorized to receive said report and to adopt such measures thereon as the interests of the State may seem to require and that his Excellency be requested to notify said Committee of their appointment

[House Journal, 1819, p. 688. Senate Journal, 1819, p. 686.]

1819, July 2.

Resolved, that the Rev^d William Allen of Hanover, Roger Vose of Walpole, George B. Upham of Claremont, the Rev^d Nathan Parker of Portsmouth, Stephen Moody of Gilmanton, William Pickering of Concord, Joshua Darling of Henniker, Richard F. Ayer of Dunbarton, Thomas Whipple J^r of Wentworth and John P. Hale of Rochester be a Committee to consider the expediency and practicability of establishing a public literary institution in this State, in what place it would be proper to locate the same; to ascertain what funds can be obtained for that purpose; and digest a plan for establishing and organizing said institution, and report thereon to the Legislature at their next Session.

Resolved, that the Senators and Representatives in Congress from this State be requested to use their best endeavors to procure an act of Congress granting to the several States a portion of the public lands of the United States for the promotion of literature to be disposed of for this purpose as they may think proper

[House Journal, 1819, p. 678. Senate Journal, 1819, p. 679.]

1819, July 2.

Resolved, That the Secretary be directed to procure seven hundred printed copies of the Militia laws passed the present Session as soon as may be, and forward them to the Adjutant and Inspector General of this State, whose duty it shall be to distribute the same in the same manner as orders are distributed to the following Officers, viz one Copy to the Captain General, and to each of his Staff, one copy to each Major General, and his Staff, one to each Brigadier General and his Staff, one to each Field Officer, one to each Commissioned Regimental Staff Officer and one to each Captain or commanding Officer of a Company in this State.

[House Journal, 1819, p. 670. Senate Journal, 1819, p. 655.]

1819, July 2.

Resolved that the Secretary cause the publick Laws and Resolves passed at this session (excepting the "Act for arranging and regulating the militia within this state and for repealing all laws heretofore made for that purpose), to be published as soon as may be in the New Hampshire Patriot & State Gazette, New Hampshire Gazette, Strafford Register, New-Hampshire Sentinel, Farmers Cabinet and Dartmouth Gazette.

[House Journal, 1819, p. 669. Senate Journal, 1819, p. 655.]

[TWENTY-NINTH GENERAL COURT.]

[*Held at Concord, Two Sessions, June 7, 1820, to December 23, 1820.*]

[OFFICERS OF THE GOVERNMENT.]

SAMUEL BELL, GOVERNOR.

SAMUEL SPARHAWK, SECRETARY OF STATE.

RICHARD BARTLETT, DEPUTY SECRETARY OF STATE.

WILLIAM PICKERING, TREASURER.

GEORGE SULLIVAN, ATTORNEY GENERAL.

JONATHAN HARVEY, PRESIDENT OF THE SENATE.

MATTHEW HARVEY, SPEAKER OF THE HOUSE.

[MEMBERS OF THE COUNCIL.]

John Bell, Jr.,	Chester.
Richard Odell,	Conway.
Richard H. Ayer,	Dunbarton.
Aaron Matson,	Stoddard.
John French,	Landaff.

[MEMBERS OF THE SENATE.]

George Long,	Portsmouth.
John Broadhead,	Newmarket.
John Gould,	Dunbarton.
Isaac Hill,	Concord.
Nehemiah Eastman,	Farmington.
Daniel Hoit,	Sandwich.
Benjamin Poole,	Hollis.
Jonathan Harvey,	Sutton.
Elijah Belding,	Swanzy.
Thomas C. Drew,	Walpole.
John Dame,	Plymouth.
*Dan Young,	Lisbon.

[MEMBERS OF THE HOUSE.]

ROCKINGHAM COUNTY.

Allenstown,	Andrew O. Evans.
Atkinson and }	Reuben Peaslee.
Plaistow, }	Samuel Clement.
Bow,	

*Dan Young moved from New Hampshire and Abel Merrill was elected to fill the vacancy in the November session.

Brentwood,	William Morrill.
Candia,	Peter Eaton.
Canterbury,	Amos Cogswell.
Chester,	John Folsom.
	Charles Goss.
Concord,	Nathaniel Abbott.
	Stephen Ambrose.
Deerfield,	Jacob Freese.
	Thomas Robinson.
Epping,	Joseph Edgerly.
Epsom,	Hanover Dickey.
Exeter,	John Kimball.
	Joseph Tilton, Jr.
Greenland,	John Avery.
Hampstead,	James Knight.
Hampton,	Tristram Shaw.
Hampton Falls,	William Brown.
Hawke and }	Samuel Pillsbury.
Sandown, }	Robert Prescott.
Kensington,	John Fisher.
Londonderry,	Peter Patterson.
	Jonathan Clough.
Loudon,	Nathan Priest.
Newcastle,	William Fabyan.
Newington,	Jeremiah Mead.
Newmarket,	Caleb Peaslee.
Newton,	Samuel Forrest.
Northfield,	Benjamin Leavitt.
North Hampton,	Ebenezer Coe.
Northwood,	Bradbury Bartlett.
Nottingham,	Samuel M. Richardson.
Pelham,	Boswell Stevens.
Pembroke,	Ebenezer Knowlton.
Pittsfield,	Ichabod Bartlett.
Portsmouth,	John Davenport.
	William Ham.
	John Langdon.
	Jeremiah Mason.
Raymond.	Thomas Dearborn.
Rye,	Amos S. Parsons.
Salem,	John Clendenin.
Seabrook,	Jabez Eaton.
South Hampton and }	Ephraim Fitz.
East Kingston, }	James Lane.
Stratham,	Samuel Armor.
Windham,	

STRAFFORD COUNTY.

Alton,	David Gilman.
Barnstead,	Charles Hodgdon.
Barrington,	Job Otis.
	Tobias Roberts.
	Azariah Waldron.
Brookfield and } Middleton, }	John Chadwick.
Conway,	Thomas S. Abbott.
Dover,	Andrew Pierce.
	Charles Woodman.
Durham,	Robert Mathes.
Eaton,	John March.
Effingham and } Ossipee Gore, }	James Leavitt.
Farmington,	Thomas Plumer.
Gilford,	John Evans.
Gilmanton,	Daniel Gale, 2nd.
	Jeremiah Wilson.
Lee,	Daniel Ladd.
Madbury,	Paul Chesley.
Meredith,	Ebenezer Pitman.
Milton,	Daniel Hayes.
Moultonborough,	Benning M. Bean.
New Durham,	Samuel Willey.
New Hampton and } Center Harbor, }	Thomas Perkins.
Ossipee,	*Samuel Quarles.
Rochester,	William Barker.
	Moses Hale.
Sanbornton,	James Clark.
	Nathan Taylor.
Sandwich,	Lewis Burleigh.
	Nathaniel French.
Somersworth,	Andrew Rollins.
Tamworth,	Ford Whitman.
Tuftonboro,	Benjamin Young.
Wakefield,	Jonathan Copp.
Wolfeboro,	Samuel Fox.

HILLSBOROUGH COUNTY.

Amherst,	Edmund Parker.
Andover,	Robert Barber.
Antrim,	Jacob Tuttle.

*Ezekiel Wentworth was chosen to fill the vacancy caused by the election of Samuel Quarles as Judge of the Court of Common Pleas.

Bedford,	Josiah Gordon.
Boscawen,	Isaac Chandler.
Bradford,	John Smith.
Brookline,	George Daniels.
Deering,	William McKeen.
Dunbarton,	John Stinson.
Dunstable,	Jesse Bowers.
Fishersfield,	Timothy Morse.
Francestown,	Titus Brown.
Goffstown,	John Pattee.
Greenfield,	William Whittemore.
Hancock,	Thatcher Bradford.
Henniker,	Robert M. Wallace.
Hillsborough,	James Wilson.
Hollis,	Nathan Thayer.
Hopkinton,	Thomas W. Colby.
Litchfield,	Matthew Harvey.
Lyndeborough,	Simon McQuesten.
Manchester,	Daniel Putnam.
Mason,	Isaac Huse.
Merrimack,	Josiah Winship.
Milford,	Aaron Gage, Jr.
Mont Vernon,	William Crosby.
New Boston,	Ezekiel Upton, Jr.
New Ipswich,	Joseph Cochran, Jr.
New London,	Nathaniel D. Gould.
Nottingham West,	Jonathan Gage.
Peterborough,	Noah Robinson.
Salisbury,	Hugh Miller.
Sutton,	Jabez Smith.
Temple,	Moses Hill.
Warner,	Archelaus Cummings.
Weare,	Benjamin Evans.
Wilmot and } Kearsarge Gore, }	Hezekiah D. Buzzell.
Wilton,	Samuel Eaton.
Windsor and } Society Land, }	Jabez Youngman.
	John Stevens.
	John Dodge.

CHESHIRE COUNTY.

Acworth,	Ithiel Silsby.
Alstead,	Ezra Kidder.
Charlestown,	Henry Hubbard.
Chesterfield,	John Kneeland.

Claremont,	David Dexter.
Cornish,	John Smith.
Croydon,	Eleazar Jackson, Jr.
Dublin,	Abijah Powers.
Fitzwilliam,	John Taggart.
Grantham,	Thomas Richardson.
Goshen and } Wendell, }	James Smith.
Hinsdale,	Thomas Pike.
Jaffrey,	Obed Slate.
Keene,	Adonijah Howe.
Langdon,	John Prentiss.
Lempster,	Samuel Egerton.
Marlborough,	Harris Bingham.
Marlow,	Levi Gates.
Nelson,	Thomas P. Richardson.
Newport,	Josiah Robbins.
Plainfield,	Uriah Wilcox.
Richmond,	William Cutler.
Rindge,	Benjamin Newell.
Roxbury,	Samuel L. Wilder.
Springfield,	Elias Hemingway.
Stoddard,	John Stocker.
Sullivan,	Danforth Taylor.
Surry and } Gilsum, }	Josiah Seward.
Swanzy,	Sylvester Smith.
Troy,	Elijah Carpenter.
Unity,	Daniel Cutting.
Walpole,	Francis Chase.
Washington,	Josiah Bellows, 3rd.
Westmoreland,	Joseph Healey.
Winchester,	Jotham Lord, Jr.
	George Ripley.

GRAFTON COUNTY.

Alexandria and } Danbury, }	William Crawford.
Bath,	James Hutchins.
Bethlehem, } Dalton and }	David Burns.
Whitefield, }	Humphrey Webster.
Bridgewater,	James Minot.
Bristol,	

Campton,	Moses Baker.
Canaan,	Moses Dole.
Concord (Lisbon),	Ozias Savage.
Dorchester, }	
Orange and }	Ebenezer Gregg.
Dame's Gore, }	
Enfield,	Robert Cochran.
Grafton,	John Kimball.
Groton and }	Asahel Buel.
Hebron, }	
Hanover,	Mills Olcott.
	Augustus Storrs.
Haverhill,	John Page, Jr.
Holderness,	Benjamin Burley.
Landaff,	Jonathan Kimball.
Lebanon,	Diarca Allen.
Lincoln and }	David Aldrich, 2nd.
Franconia, }	
Littleton,	William Brackett.
Lyman,	Joseph A. Merrill.
Lyme,	Jacob Turner.
New Chester,	Daniel Favor.
Orford,	James Dayton.
Peeling and }	Thomas Vincent, Jr.
Ellsworth, }	
Piermont,	Joseph Sawyer.
Plymouth,	William Webster.
Rumney,	Jonathan Blodgett.
Thornton,	Ephraim Elliott.
Warren and }	Joseph Patch, Jr.
Coventry, }	
Wentworth,	Thomas Whipple, Jr.

COOS COUNTY.

Adams and }	*John Pendexter, Jr.
Bartlett, }	
Chatham and }	Luther Richardson.
Burton, }	
Columbia, }	
Colebrook, }	
Errol and }	Samuel Pratt.
Stewartstown, }	

*John Pendexter, Jr., resigned and Stephen Meserve was elected in his stead.

Jefferson, }
Bretton Woods, }
Durand, }
Shelburne, }
Shelburne's Addition, }
and Nash & Sawyer's }
Location, }
Lancaster, }
Northumberland, }
Piercy and }
Stratford, }

Samuel Plaisted.

Richard Eastman.

Nathan Baldwin.

[*First Session, Held at Concord, June 7, 8, 9, 10, 12, 13, 15, 16, 17, 19, 20, 21, 22, 23, 1820.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO PREVENT THE INTRODUCTION OF PAUPERS FROM FOREIGN PORTS OR PLACES.

[Approved June 14, 1820. Original Acts, vol. 26, p. 1; recorded Acts, vol. 21, p. 428. Session Laws, 1815-21, p. 256. Laws, 1824 ed., p. 29; id., 1830 ed., p. 298. This act repeals one section of the act of February 15, 1791, Laws of New Hampshire, vol. 5, p. 691. See act of June 18, 1807, id., vol. 7, p. 603; see additional act of June 27, 1817, *ante*, p. 650. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that when any ship or vessel, having any passengers on board, who have no settlement within this state, shall arrive at any port or harbor within this State, the master of such ship or vessel shall, before such passengers come on shore, leave a list of their names and places of residence with the Selectmen or overseers of the poor of the town where such passengers shall be landed; and if, in the opinion of said Selectmen or Overseers of the poor, any such passengers may be liable to become chargeable for their support to the State or County, the master of such ship or vessel, shall, within two days after his arrival, as aforesaid, and on being notified by the selectmen or overseers to that effect, enter into bonds, with sufficient sureties, to the satisfaction of said Selectmen or overseers of the poor, in a sum not exceeding five hundred dollars for each passenger to indemnify and save harmless such town as well as the state and the several counties of the same, from all manner of charge and expense, which may arise from such passengers, for and during the term of three years; and if the master of such ship or vessel shall land any such passengers, without entering their names and giving bonds as aforesaid, he shall forfeit and pay the sum of two hundred dollars for each passenger so landed, to be recovered by action of debt by any person who shall sue for the same, one moiety thereof to the use of the State and the other moiety to the prosecutor, Provided this act shall not take effect until the fifteenth day of July next, and that nothing in this act shall be construed to extend to the master of any ship or vessel, in any voyage on which such ship or vessel may now be employed.

Sec. 2. And be it further enacted that the tenth section of an

act entitled "an act for the punishment of idle and disorderly persons, for the support and maintenance of the poor and for designating the duties and defining the powers of overseers of the poor," be and the same is hereby repealed.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT FOR THE PRESERVATION OF PICKEREL IN MASSABESIC POND, PARTLY IN CHESTER IN THE COUNTY OF ROCKINGHAM AND PARTLY IN MANCHESTER IN THE COUNTY OF HILLSBOROUGH.

[Approved June 14, 1820. Original Acts, vol. 26, p. 2; recorded Acts, vol. 21, p. 430. Session Laws, 1815-21, p. 256. Laws 1824 ed., p. 123; id., 1830 ed., p. 256. Partly repealed by act of June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Be it enacted, by the Senate and House of Representatives in General Court convened, That if any person shall catch, kill or destroy any of that kind of fish commonly called Pickerel in Massabesic Pond so called, partly in Chester in the County of Rockingham, and partly in Manchester in the County of Hillsborough, between the first day of November in each year and the first day of May following, such person so offending, for every Pickerel so caught, killed or destroyed shall forfeit and pay the sum of two dollars with cost of suit, which penalty may be sued for and recovered by any person, in an action of Debt, before any Magistrate or Court authorised by law to hear and determine the same, one half to the person suing, and the other half to the Town in which the offence was committed.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO ALTER THE BOUNDARY LINE BETWEEN ROXBURY AND NELSON.

[Approved June 15, 1820. Original Acts, vol. 26, p. 3; recorded Acts, vol. 21, p. 431. Session Laws, 1815-21, p. 256.]

Sec. 1. Be it enacted, by the Senate and House of Representatives, in General Court convened, that so much of an act passed December ninth A.D. one thousand eight hundred and twelve for incorporating the town of Roxbury, as provides that Samuel Griffin

& the property and estate he then owned, within the limits of said Roxbury, shall be considered as belonging to and within the limits of Packersfield (now Nelson) be and hereby is repealed; and that said Samuel Griffin and said property and estate and also lot number one in the eighth range in the south west quarter of said Nelson shall hereafter belong to, and be considered as within the limits of, Roxbury; Provided, nevertheless, that until a new proportion of taxes shall be made and take effect, the owners of land hereby disannexed from Nelson and annexed to Roxbury shall continue to pay their State and County taxes in said town of Nelson.

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT, EMPOWERING THE PROPRIETORS OF THE NORTH HAMPTON SOCIAL LIBRARY TO ALTER THE TIME OF HOLDING THEIR ANNUAL MEETING.

[Approved June 15, 1820. Original Acts, vol. 26, p. 4; recorded Acts, vol. 21, p. 432. See act of June 10, 1812, *ante*, p. 69.]

Be it enacted, by the Senate and House of Representatives in General Court convened, that the annual meeting of the Proprietors of the North Hampton Social Library shall be holden on the second Monday of December instead of the first Monday of December as by the act of their Incorporation is specified, any law to the contrary notwithstanding.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT EMPOWERING THE SEVERAL COURTS OF COMMON PLEAS WITHIN THIS STATE, TO HOLD SPECIAL SESSIONS, FOR THE PURPOSE OF RECEIVING AND ACTING UPON THE APPLICATIONS OF PENSIONERS, UNDER THE ACTS OF CONGRESS OF MARCH 18, 1818 AND MAY 1ST, 1820.

[Approved June 17, 1820. Original Acts, vol. 26, p. 5; recorded Acts, vol. 21, p. 433. Session Laws, 1815-21, p. 258.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened—That the Justices of the several Courts of Common Pleas within this State be authorised empowered and directed to hold special terms of their respective

Courts, at such times and places, as is by this act herein after directed for the purpose of receiving applications, and evidence of the declarations of persons claiming pensions under the acts of the Congress of the United States, passed March 18. 1818. and May 1. 1820.

Sec. 2. And be it further enacted—That for the purpose aforesaid it shall be the duty of the Justices of the Court of Common Pleas, for the County of Rockingham to hold a session of said Court at Portsmouth in said County on the first Tuesday of July next, at Chester in said County on the Second Tuesday of July next and at Concord in said County on the third Tuesday of July next. Of the Justices of the Court of Common Pleas for the County of Strafford, to hold a session of said Court at Dover on the first Tuesday of July next, at Wolfeborough on the second Tuesday of July next and at Meredith Bridge on the third Tuesday of July next—Of the Justices of the Court of Common Pleas for the County of Hillsborough, to hold a session of said Court, at Amherst on the first Tuesday of July next and at Hopkinton in said County on the Second Tuesday of July next. Of the Justices of the Court of Common Pleas for the County of Cheshire, to hold a session of said Court at Keene in said County, on the first Tuesday of July next, at Charlestown in said County on the second Tuesday of July next and at Newport in said County on the third Tuesday of July next—Of the Justices of the Court of Common Pleas for the County of Grafton, to hold a session of said Court at Haverhill in said County on the first Tuesday of July next and at Plymouth in said County on the Second Tuesday of July next—And of the Justices of the Court of Common Pleas for the County of Coos to hold a Session of said Court at Lancaster in said County on the Second Tuesday of July next—And that two of the Justices of said several Courts of Common Pleas, shall constitute a quorum for the transaction of the business aforesaid and in case a quorum of the Justices of said several Courts shall not assemble at the several times and places as is hereinbefore directed one Justice of the said several Courts shall have power to adjourn their respective Courts from day to day, until a quorum thereof can be assembled—And it shall be the duty of the Clerks of the said several Courts of Common Pleas, to attend the said special sessions of their respective Courts, at the times and places of holding the same.

Sect. 3. And be it further enacted—that the said Justices shall have power to adjourn their respective Courts from day to day and to such future day and place as they may deem expedient for the purposes of this act.

Sect. 4. And be it further enacted—that applicants to the Justices of said Courts of Common Pleas, under the provisions of the before named acts of Congress, shall pay to each of the said Justices, who may attend said Courts, fifty cents on each application

and to the Clerks of said Courts respectively one Dollar on each application, which shall be in full satisfaction for their respective services—Provided that nothing in this act shall in any way or manner effect any Suit or process now pending in, or any writ or process made, or to be made returnable to any future term of either of said Courts—

Sect. 5. And be it further enacted—That the Secretary of State cause this act to be published in all the newspapers printed in this State, as soon as may be.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED “AN ACT TO INCORPORATE SUNDRY PERSONS BY THE NAME OF THE PORTSMOUTH LIVERY COMPANY” PASSED JUNE 19, A. D. 1810.

[Approved June 17, 1820. Original Acts, vol. 26, p. 6; recorded Acts, vol. 21, p. 436. See act referred to, Laws of New Hampshire, vol. 7, p. 881.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that so much of the first section of the act to which this is an addition as limits the duration of said company to ten years from the time of passing said act, be and hereby is repealed.

Sec. 2. And be it further enacted, that the said Portsmouth Livery Company be and continue a body corporate and politic, with all the rights and privileges granted and bestowed by said act, to which this is an addition for and during the term of one year from the passing of this act.

[CHAPTER 7.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS FOR THE PURPOSE OF BUILDING A BRIDGE OVER CONNECTICUT RIVER AT THE FIFTEEN MILE FALLS SO CALLED IN LITTLETON AND FOR SUPPORTING THE SAME.

[Approved June 17, 1820. Original Acts, vol. 26, p. 7; recorded Acts, vol. 21, p. 437. Session Laws, 1815-21, p. 260.]

Whereas a Bridge over said River at the place above mentioned, will be of public utility, and whereas Isaac Kimball, David Rankin and their associates have petitioned the General Court for liberty

to build the same, and to be incorporated for that purpose.—Therefore

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened; that the persons above mentioned together with those their associates who are or shall become proprietors in said bridge shall be a Corporation and body Politic for the purposes aforesaid, under the name of the proprietors of the second Bridge in Littleton, and by that name may sue and be sued to final judgment and execution, and do and suffer all matters, acts, and things which bodies corporate may or ought to do or suffer: and the said Corporation shall and may have a common Seal and the same may break, renew, and alter at pleasure.—

Section 2. And be it further enacted, that Isaac Kimball and David Rankin shall call a meeting of the proprietors by posting up a notification of the time and place of holding the first meeting in the towns of Watterford and Littleton and in such other places as they may judge proper and in some public place in said towns, at least fourteen days prior to holding said meeting, and the proprietors by a vote of a majority of those present, or represented at said meeting, accounting and allowing one vote to each share, in all cases, shall choose a Clerk, who shall be sworn to the faithful discharge of said office, and they shall also agree on the method of calling future meetings and at the same or any subsequent meetings, may elect such officers and make and establish such rules and by laws as to them shall seem necessary or convenient for the regulation and government of said Corporation, for carrying into effect the purposes aforesaid, and for collecting the toll herein after granted and established, and the same rules and by-laws may cause to be executed and may annex penalties to the breach thereof, not exceeding ten dollars for any one breach. Provided said rules and by laws are not repugnant to the Constitution and laws of this State.—And all representations at any meeting of said Corporation shall be proved by writing, signed by the person to be represented, which shall be filed by the Clerk, and this act and all rules by laws regulations and proceedings of said Corporation shall be fairly and truly recorded by the Clerk, in a book or books kept for that purpose.

Section 3. And be it further enacted, that the proprietors aforesaid be and hereby are permitted and allowed to erect a Bridge over Connecticut River at any place where they may deem it most proper, beginning at the grant for the first Bridge in Littleton and running down said river six miles, and the Proprietors are empowered to purchase three acres of land for the building and accommodation of said Bridge and to hold the same in fee simple, and the share or shares of any of said Proprietors may be transferred by deed duly executed, acknowledged, and recorded by the Clerk of said Proprietors on their records.

Section 4. And be it further enacted that for the purpose of reimbursing said Proprietors the money expended by them in building and supporting said Bridge, a toll, be, and hereby is granted and established for the benefit of said Proprietors according to the rates following.—Viz.—for each foot person, one cent—for each horse and rider, four cents; for each horse and chaise, chair, sulkey, or other riding carriage drawn by one horse only, ten cents—for each riding sleigh drawn by one horse, four cents—for each riding sleigh drawn by more than one horse, six cents for each Coach, Charriot, Phaeton, or other four wheel carriage for passengers drawn by more than one horse, twenty cents—for each Curricule twelve cents—for each cart or other carriage of burthen drawn by two beasts ten cents—and three cents for each additional beast—for each horse or neat creature exclusive of those rode on or in carriages two cents—for sheep and swine one half cent each, and to each team one person and no more shall be allowed as a driver to pass free of toll.

Section 5. And be it further enacted that the exclusive right of building and maintaining a Bridge across said Connecticut River in Littleton aforesaid, within the bounds herein described, be and hereby is fully granted to said Proprietors and such as are or may be associated with them and become proprietors, their heirs and assigns.

Section 6. And be it further enacted—that if any tax or assessment, made by said Corporation for compleating or repairing said Bridge, on the several shares, shall be unpaid at the time limited for the payment of the same, they may proceed to sell the delinquents share at public auction as the Proprietors may agree and determine, and if any overplus remains after paying the tax or assessment and charges, it shall be returned to the delinquent proprietor on demand.

Section 7. And be it further enacted, that if the above mentioned Bridge shall not be compleated for travelling within four years from the time of the passage hereof, then this act and every part thereof shall be null and void.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO DIVIDE THE TOWN OF BARRINGTON INTO TWO PARTS AND TO CONSTITUTE THE WESTERLY HALF THEREOF A SEPERATE TOWN BY THE NAME OF STRAFFORD.

[Approved June 17, 1820. Original Acts, vol. 26, p. 8; recorded Acts, vol. 21, p. 441. Session Laws, 1815-21, p. 262.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that the town of Barrington in the County of Strafford be and hereby is divided into two parts. the dividing line to commence on the line of the town of Rochester between lots numbered thirteen and fourteen in the present town of Barrington, thence running south forty two degrees west to the line of the town of Northwood; and that the part lying easterly of said dividing line shall retain the name, powers, privileges and immunities of the town of Barrington, & that the part lying westerly of the same line with the inhabitants thereof shall from and after the second monday of March next be a body corporate and politic by the name of Strafford with all the powers, privileges and immunities incident and common to other towns in this State.

Sec. 2. And be it further enacted, that the public property of the town of Barrington shall by the Committee appointed by said town for that purpose, be equally divided between said town of Strafford and the remaining town of Barrington as soon as may be after said second monday of March, and the paupers of the present town of Barrington shall in like manner be divided between said town of Strafford and the remaining town of Barrington according to the expense of supporting them, and said town of Strafford shall pay one half of the debts of said town of Barrington existing on said second monday of March.

Sec 3. And be it further enacted that the interest which any person or District has in any School House in said town of Barrington shall not be affected by this act.

Sec. 4. And be it further enacted, that Job Otis, Azariah Waldron and Tobias Roberts or any two of them may call the first and annual meeting of said town of Strafford to be holden on the second Tuesday of March in the year of our Lord one thousand eight hundred and twenty one by giving such notice of the time, place, and objects of the meeting as is required by the laws for warning annual town meetings, and either of said persons may preside therein until a moderator is chosen.

Sec 5 And be it further enacted that this act shall not take effect till said second Tuesday of March next.

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE "UNION BOATING COMPANY".

[Approved June 19, 1820. Original Acts, vol. 26, p. 9; recorded Acts, vol. 21, p. 443.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Joseph Low and his associates and successors be and they hereby are created a corporation forever by, the name of the "Union Boating Company" for the purpose of transporting, on Merrimac river and through the locks and canals, goods, wares, merchandize and other articles, between Concord in said State and Boston in the Commonwealth of Massachusetts.

Sec. 2. And be it further enacted that said corporation may hold real estate to the value of five thousand dollars and personal estate to the value of twenty thousand dollars for the use of the company; may divide the capital or joint stock into any number of shares; may order assessments and provide for the collection of the same; may elect officers, establish bylaws & have all the powers and privileges incident to corporations and necessary for the purposes aforesaid.

Sec 3. And be it further enacted that the shares in said corporation shall be considered as personal property and transferable by assignment, and no transfer shall be complete until express notice thereof is given to the Clerk of the Corporation. who shall immediately record the same in a book to be kept at all times open for any person's inspection. And the proprietors of said corporation shall vote at their meetings in person or by proxy according to their shares allowing one vote for each share. And the Clerk of said corporation shall at all times, on receiving such fees as are allowed to Clerks of the judicial Courts, give true and attested copies of his records to any person applying for the same.

Sec. 4. And be it further enacted that if any judgment be recovered against said corporation and corporate property cannot be found to satisfy the execution, which may be issued thereon, the private property of any member of the corporation may be taken on the same execution and Sold agreeably to law for the satisfaction thereof, and the member whose property shall be so taken & sold, may recover the value thereof with damages in an action against the corporation, or against the members individually & seperately for each one's just proportion according to the number of his shares.

Sec. 5. And be it further enacted that said Joseph Low may

call the first meeting of said Corporation by giving notice for that purpose three weeks previous thereto in the New Hampshire Patriot & State Gazette, stating the general objects of the meeting & the manner of voting authorized by this act.

Sec. 6. And be it further enacted that this act shall not infringe on the exclusive rights or privileges of any other corporation or person.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT DIRECTING THE MODE OF BALLOTING FOR AND APPOINTING ELECTORS OF THIS STATE FOR THE ELECTION OF A PRESIDENT AND VICE-PRESIDENT OF THE UNITED STATES.

[Approved June 19, 1820. Original Acts, vol. 26, p. 10; recorded Acts, vol. 21, p. 445. Session Laws, 1815-21, p. 263. See act of June 28, 1816, *ante*, p. 515.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the inhabitants of the several towns, plantations and places in this State, qualified to vote in the choice of senators for the state legislature, shall assemble in their respective towns, plantations and places on the first Monday of November next, to vote for eight persons, inhabitants of this State, who shall not be senators or representatives in Congress, or persons holding offices of profit or trust under the United States, to be electors of President and Vice President of the United States; and the selectmen of the towns, plantations and places shall give fifteen days notice of the time, place and design of such meeting; and the meeting shall be governed by a moderator chosen for that purpose, who shall impartially preside, and with the selectmen, whose duty it shall be to attend at such meeting, shall receive from all the inhabitants of such towns, plantations and places respectively, present and qualified as aforesaid, votes for such electors (each voter giving in on one ballot or ticket the names of the persons he votes for) and shall in open town meeting sort and count the same; of all which the clerk of each town, plantation or place respectively, shall make a fair record in the presence of the said selectmen of the name of every person voted for, and the number of votes against his name, and a full and fair copy of such record shall be made out and attested by the said selectmen or clerks respectively, and sealed up and directed to the Secretary of State, with a superscription expressing the purport thereof, and transmitted by said town clerks to the sheriffs of the respective counties to which they belong, within seven days after said meetings, or to the Sec-

retary's office on or before the twenty-second day of November next. And the several sheriffs shall on or before the twenty-second day of November next transmit to the Secretary's office all votes that shall be in manner aforesaid transmitted or delivered to them; and the respective sheriffs and clerk's aforesaid shall be liable to the same penalties for neglect of the duties enjoined on them respectively by this act, as they are liable to by law for omissions in transmitting the votes for governor and senators for this State. And the Secretary shall, on the twenty-third day of November next, lay the same before the Senate and House of Representatives in convention, to be by them examined and counted; and in case there shall appear to be any or the full number who have a majority of the votes, they shall be declared electors; provided that not more than eight persons have such majority; but in case more than eight persons shall have a majority of votes, then those eight persons who have the highest number of votes (if any there be) shall be declared electors. And in case the state of the votes will not admit of the designation of eight persons by the highest number of votes, then so many as can be designated, shall be declared electors; and from the remaining number of those who have a majority of the votes, the Senate and House of Representatives, in convention, shall forthwith elect by ballot, one person at a time, so many persons, as, added to those already declared electors, shall complete the number of eight. But if there shall not be any or the whole number who have such majority of votes of the people, the Senate and House of Representatives, in convention as aforesaid, shall cause to be made out a list of the persons not chosen, having the highest number of votes equal to double the number of electors wanted, and if, in making out such list, it shall happen that two or more persons voted for have an equal number of votes, which number is also high enough to entitle the candidate to a place in said list, the names of such persons shall be put into a box, and the Secretary, not being one of the candidates, shall, in presence of said convention, draw the number wanted to complete said list; from which list said convention shall elect by ballot one person at a time, the number of electors wanted; and the person or persons having a majority of such votes, shall be appointed and declared electors.

Section 2. And be it further enacted, That in cases where the Secretary shall be a candidate, and his name shall be put into the box as aforesaid, said convention shall appoint some other suitable person in his stead, to draw out the name or names of the person or persons, in manner herein before directed.

Section 3. And be it further enacted, That his excellency the Governor of this State be, and he hereby is requested to cause the several persons who may be chosen Electors, to be seasonably notified of their appointment, and request their attendance at Con-

cord on the first Tuesday of December next, at ten of the clock in the forenoon.

Section 4. And be it further enacted, That the Electors chosen as aforesaid, shall meet at said Concord on said first Tuesday of December, and by twelve of the clock at mid-day of said first Tuesday of December, give notice to the Legislature of the number of Electors present who accept of said appointment; and if from such notice it shall appear that eight electors are not all then present and accept of said appointment, the two houses of the legislature shall then immediately meet in convention, and by joint ballot elect the number wanting to complete said board. And if any person chosen as an elector on the said first Tuesday of December shall not then attend and accept of said trust, said Convention shall then immediately proceed as aforesaid, and choose others to supply such vacancy.

Section 5. And be it further enacted, That the Electors chosen and appointed as aforesaid, shall give their votes for President and Vice President of the United States at Concord on the first Wednesday of December next, and shall proceed to do and transact all the duties incumbent on them as Electors, in manner prescribed by law.

Section 6. And be it further enacted, That his Excellency the Governor be and he hereby is requested seasonably to issue precepts to the several towns, plantations and places within this State, directing them to notify and hold meetings on said first Monday of November next, for the purpose of voting for Electors as aforesaid.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A FIRE ENGINE COMPANY IN THE TOWN OF MILFORD.

[Approved June 20, 1820. Original Acts, vol. 26, p. 11; recorded Acts, vol. 21, p. 449.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Solomon K. Livermore, Adam Dickey, Abiel Lovejoy, James Wallace, Royal Wallace and their associates and successors be, and hereby are created, a corporation by the name of the "Milford Fire-Engine Company," with power to hold any property to the value of one thousand dollars; to make by laws for their regulation and government, and with all other powers, privileges and immunities incident and common to similar Corporations.

Sec. 2. And be it further enacted that said Solomon K. Livermore may call the first meeting of said corporation by giving fourteen days public notice of the time and place of holding the same, and may preside therein till a Moderator is chosen.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
JERUSALEM LODGE.

[Approved June 20, 1820. Original Acts, vol. 26, p. 12; recorded Acts, vol. 21, p. 450.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Nathan G. Babbitt, Larkin Baker, Philip Hall, David French, Prentiss Knight Orlo Richardson, Stephen Dean, Levi Ware, Joseph Brown and Jotham Lord Jr and their associates and successors, be, and they hereby are incorporated and made a body corporate forever by the name of the Jerusalem Lodge, and by that name may sue and be sued, plead and be impleaded; and shall be, and hereby are vested with all the powers and privileges which are by Law incident to incorporations of a similar nature.

Section 2. And be it further enacted, that said Corporation be, and hereby are, authorised and empowered to purchase and hold in fee simple or otherwise so much real estate in the Town of Westmoreland, as shall be necessary and convenient for a building in which they may hold their meetings, and may collect and establish funds not exceeding two thousand dollars for promoting the charitable and benevolent designs of their institution, which funds they are hereby empowered, to secure by holding real estate in mortgage or otherwise.

Section 3. And be it further enacted, that the said Nathan G. Babbitt, Larkin Baker and Philip Hall or either of them, be and hereby are authorised and empowered to call the first meeting of said Corporation by giving three weeks notice of the time and place thereof, in the New Hampshire Sentinel printed at Keene; or by posting up notice thereof at a public house in Chesterfield and Westmoreland. And the said Corporation may at that or any subsequent meeting agree upon the times and places of holding future meetings, and the method of calling the same; and may also elect such officers, and make and establish such by-laws and rules as they may think necessary and proper for their regulation and government—Provided the said rules and by laws be not repugnant to the Constitution and Laws of the State of New Hampshire.

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE ST PETER'S LODGE IN BRADFORD.

[Approved June 20, 1820. Original Acts, vol. 26, p. 13; recorded Acts, vol. 21, p. 452.]

Sec 1. Be it enacted by the Senate and House of Representatives, in General Court convened that Harrison G. Harris, Ebenezer Cressy and Enoch Darling and their associates and successors be, and hereby are created, a corporation by the name of St. Peter's Lodge.

Sec. 2. And be it further enacted that said Corporation may hold any property to the value of one thousand dollars; may make by laws for the regulation and government of said Lodge, and may have and exercise all the powers and privileges incident and common to similar corporations.

Sec. 3. And be it further enacted that said Harrison G. Harris, Ebenezer Cressy and Enoch Darling or any two of them may call the first meeting of said corporation by giving at least fifteen days public notice of the time and place of holding the same.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT FOR INCORPORATING CERTAIN PERSONS BY THE NAME OF THE PROPRIETORS OF THE SOCIAL LIBRARY IN RICHMOND

[Approved June 20, 1820. Original Acts, vol. 26, p. 14; recorded Acts, vol. 21, p. 453. See act of June 20, 1798, Laws of New Hampshire, vol. 6, p. 497.]

Be it enacted by the Senate and House of Representatives in general Court convened, that Esek Buffum Daniel Bassett and George Harkness proprietors of said Library and all such as are, or may hereafter become proprietors of the same, be and they are hereby incorporated into a body politic and corporate by the name of the proprietors of the Social Library in Richmond, with continuation and succession forever, and in that name may sue, and be sued, may plead, and be impleaded, in all actions personal, and may prosecute and defend the same to final Judgement, and execution. And they are hereby vested with all the powers and privileges incident to corporations of a similar nature, and may enjoin penalties of disfranchisement, or fine not exceeding four dollars for

each offence, to be recovered by said society in an action of debt to their use in any Court in said State proper to try the same; And they may purchase and receive subscriptions, grants and donations of personal estate not exceeding the sum of one thousand dollars for the purpose and benefit of their association.

And be it further enacted, that said proprietors, be and they are hereby authorized to assemble at Richmond aforesaid on the third Monday of August annually to choose all such Officers as may be found necessary for the orderly conducting the affairs of said corporation, who shall continue in office till others are chosen in their room, and the said corporation may assemble as often as may be found necessary for the filling up any vacancies that may happen in said offices, and for transacting all other business for the good of said corporation, excepting the raising of money, which shall always be done at their annual meeting and at no other time, at which annual meeting they shall vote all such sums as shall be necessary for defraying the annual expence of preserving said Library and for enlarging the same, and shall make and establish such rules and bye laws for the government of said corporation as may from time to time by them be found necessary, provided the same be not repugnant to the Laws and Constitution of this State

And be it further enacted, that Daniel Bassett and George Harkness, or either of them of said Richmond, are hereby authorized and empowered to call the first meeting of said proprietors at such time and place in said Richmond as the said Daniel and George or either of them may appoint, by posting up a notification for the same at Job Bisbee's Store at the four corner so called in said Richmond at least ten days before the time of said meeting, and to preside in said meeting untill a moderator is chosen and the said proprietors at said meeting shall have all the power and authority to establish all such bye Laws, and choose all such officers as they may or can do by virtue of this act at their annual meeting

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT FOR CEDING TO THE UNITED STATES ONE OF THE ISLES OF SHOALS.

[Approved June 20, 1820. Original Acts, vol. 26, p. 15; recorded Acts, vol. 21, p. 456. Session Laws, 1815-21, p. 267. Laws, 1824 ed., p. 205; id., 1830 ed., p. 40.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That a certain rock or Island known by the name of White Island, being the southernmost of

the Isles of Shoals off the entrance of Piscataqua River, and containing one acre more or less, be and the same hereby is ceded and vested in the United States, with all the jurisdiction thereof which is not reserved by this act.

Sec. 2. Provided nevertheless, and be it further enacted, that if the United States shall fail to erect and maintain a light-house on the said Island, the cession aforesaid shall in that case be utterly void and of no effect. Provided also, That all writs, warrants, executions and all other processes of every kind, both civil and criminal issuing under the authority of this State, or any officer thereof, may be served and executed on any part of said Island, or any building which may be erected thereon, in the same way and manner as though this act had not been passed.

[CHAPTER 16.]

State of {
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE GILFORD ACADEMY.

[Approved June 20, 1820. Original Acts, vol. 26, p. 16; recorded Acts, vol. 21, p. 457.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Dudley Ladd, John Evans, Lyman B. Walker, Daniel Avery, Barnard Morrill, Thomas Saltmarsh, Nathaniel Davis Jr, and the Reverend William Blasdell of Gilford, Daniel Gale 2nd of Gilmanton, Jonathan C. Everett and Stephen Gale of Meredith, Daniel C. Atkinson of Sanbornton and Daniel Smith of New Hampton and their associates and successors be, and hereby are, incorporated and made a body Corporate and Politic under the name of Gilford Academy, and by that name may sue and be sued, prosecute and be prosecuted to final judgment and execution, and shall have and enjoy all the powers and privileges, which by Law are incident to similar Corporations.

Sec. 2. And be it further enacted, that said Corporation may establish an Academy in Gilford, in the Village known by the name of Meredith Bridge Village for the instruction and education of youth, and may erect and maintain suitable buildings therefor, and may purchase or receive by donation and hold, real and personal estate of any kind to the amount of fifteen thousand dollars in value which shall be exempt from taxation.

Sec. 3. And be it further enacted, That said Corporation at any meeting duly holden may make rules, regulations, and by-laws for the management of the interests and concerns of said Corporation,

and appoint such and so many officers as they shall think proper, and prescribe their powers and duties.

Sec. 4. And be it further enacted, That Dudley Ladd John Evans, and Lyman B. Walker or any two of them are hereby authorized to call a first meeting of said Corporation to be holden at a suitable time and place in said Gilford by notifying the members thereof fourteen days at least before the first meeting, When the manner of holding future meetings may be regulated and any business relating to said Corporation transacted.

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE SAMUEL AVERY AND OTHERS BY THE NAME OF WOLFBOROUGH AND TUFTONBOROUGH ACADEMY.

[Approved June 20, 1820. Original Acts, vol. 26, p. 17; recorded Acts, vol. 21, p. 459.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Samuel Avery, Jonathan Blake, Daniel Pickering and their associates and successors be, and hereby are created, a corporation, for the diffusion of literature and science, by the name of Wolfborough and Tuftonborough Academy, with continuance and succession forever.

Sec. 2. And be it further enacted that said corporation may hold real and personal estate to the value of fifteen thousand dollars; may make by laws for the regulation and government of the institution, and may have and exercise all the powers and privileges incident and common to similar corporations.

Sec. 3. And be it further enacted that said Academy shall be established near Smith's Bridge in Wolfborough, and said Samuel Avery, Jonathan Blake and Daniel Pickering, or any two of them may call the first meeting of said corporation by giving such public notice of the time and place of holding the same as they may deem expedient.

Sec. 4. And be it further enacted that the property of said corporation shall be exempted from taxation.

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AND AMENDMENT OF AN ACT PASSED DECEMBER 15TH 1812 ENTITLED "AN ACT TO INCORPORATE JOHN WHEELER AND OTHERS BY THE NAME OF THE DOVER COTTON FACTORY"

[Approved June 21, 1820. Original Acts, vol. 26, p. 18; recorded Acts, vol. 21, p. 460. See act referred to, *ante*, p. 168. See also act of December 22, 1820, *post*. See additional act of June 21, 1821, recorded Acts, vol. 22, p. 9, and June 18, 1823, *id.*, p. 294.]

Section 1—Be it enacted by the Senate and house of Representatives in General Court convened, that the proprietors of the Dover Cotton Factory shall have power and hereby are authorized to divide the property of said Company instead of forty shares, into as many shares as said proprietors when convened shall think proper and said shares shall be numbered and transfered in the same manner as is provided in the act to which this is an addition—

Section 2^d—And be it further enacted that in making a division of the property of said Company in manner aforesaid the said proprietors shall vote according to the rules and regulations of voting prescribed in the original act to which this is an addition—

Section 3^d. And be it further enacted that after the division of the property of said Company in manner aforesaid the said proprietors shall Vote at all times when called to Vote in the manner and according to the increased number of shares as prescribed in the original act to which this is an addition to increase or decrease in the same proportion as said division of shares may be, for all shares they shall own, provided that no member of the company in any case shall be allowed more than Sixteen Votes—

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT IN RELATION TO THE COMPENSATION OF THE JUSTICES OF THE COURT OF COMMON PLEAS.

[Approved June 21, 1820. Original Acts, vol. 26, p. 19; recorded Acts, vol. 21, p. 462. Session Laws, 1815-21, p. 268. See act of June 21, 1811, *ante*, p. 54.]

Be it enacted by the Senate and house of representatives in General Court convened, That no Judge or Justice of any Court of Common Pleas in this State, shall have, take or receive from any

County Treasury any fees or compensation for settling with any County Treasurer, for settling with any Clerk of the Court of Common Pleas, for examining or settling any pauper accounts, for doing what was formerly sessions business or for any services rendered by such Judge or Justice whatever, or under pretence thereof, other than such fees or compensation as the said Judge or Justice are now entitled by law to receive for the entry of actions as Justices of the Court of Common Pleas, any usage to the contrary notwithstanding.

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT GRANTING ADDITIONAL POWERS TO THE COURTS OF PROBATE AND FOR THE REGULATION OF TRUSTEES AND GUARDIANS.

[Approved June 21, 1820. Original Acts, vol. 26, p. 20; recorded Acts, vol. 21, p. 463. Session Laws, 1815-21, p. 268. Laws, 1824 ed., 132; id., 1830 ed., p. 345. See additional act of December 2, 1820, *post*. See also acts of July 2, 1822, Laws, 1824 ed., p. 153; July 1, 1825, id., 1830 ed., p. 349; June 30, 1826, id., p. 351; June 29, 1829, id., p. 350. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that all persons, who are or may be appointed or constituted Trustees of any estate real, personal or mixed belonging to minors or other persons to whom such estate has been or may be devised in trust for such minors or other persons by the last will and testament of any person, shall, except in the cases hereinafter mentioned, give bond to the Judge of Probate of the County in which such last will and testament has been, or shall be, proved, approved and allowed with sufficient surety or sureties within the state in such sum as the Judge shall order conditioned for the faithful execution of such trust according to the true intent and meaning of the testator, and that the trustee shall make a true and perfect inventory of the real estate, goods and chattels, rights and credits of such minors or others to be returned, filed and recorded in the Probate office of such county at such time as the said Judge shall order, and that the said Trustee will annually render an account to the said Judge of the annual income and profits thereof and at the expiration of such trust will adjust and settle his accounts with the said Judge, and will pay and deliver over all balances and sums of money or other property that may be due, and give possession of the other estate belonging to such minors or other persons with which such trustee may have been entrusted: Provided nevertheless, that no trustee so long as he shall continue faithfully to execute the trust shall be obliged to give

bond as aforesaid in any case in which the testator in his last will shall have directed or requested that such bond should not be given, nor in any case in which all the cestui que trusts being of full age and legal capacity shall signify to the Judge of Probate his or her request that such bond should not be taken; And provided also that no person appointed a trustee before the passing of this act, and having entered upon the execution of the trust without having given bond as aforesaid, shall be obliged to give such bond, or be subject to any of the requirements of this act, unless after being cited to appear before the said Judge upon complaint in writing, it shall appear to the said Judge upon a full hearing that it is necessary that such bond should be given in order to secure the faithful execution of such trust.

Sec. 2. And be it further enacted, that any person who has been or shall be appointed and constituted a trustee as aforesaid, and who shall neglect or refuse to give bond as aforesaid, shall be considered as having declined the acceptance of such trust, and the trustee or trustees, who may be appointed by the Judge of Probate as is hereinafter provided, shall and may thereupon be authorized to demand and receive of the trustees originally appointed as aforesaid, all such estate as may have come to their hands by virtue of such trust and to manage pay and deliver over such property to said minors or others, in the same manner and under the same restrictions obligations and duties as guardians are now by law obliged to do.

Sect. 3. And be it further enacted that any trustee appointed either by the testator as aforesaid, or by the Judge of Probate, shall upon request in writing to said Judge be permitted to resign the trust, first accounting for and paying and delivering over such estate as shall have come to his hands by virtue of such trust to such other person as the said judge shall appoint a trustee in his stead;— Provided always, that no such resignation, except in the case of an executor or administrator who shall succeed to such trust upon the decease of his testator or intestate, shall be accepted and allowed, unless it shall clearly appear to the said Judge to be expedient and proper.

Sec. 4. And be it further enacted, that in case any person who has been or shall be appointed a sole trustee, or any two or more persons who have been or shall be appointed joint trustees, in any will, no provision being therein made for perpetuating such trust, and such sole trustee or any one or more of such joint trustees shall decline the acceptance of the trust, or shall die either before or after having accepted the trust, or shall neglect or refuse to comply with the provisions of this act, the respective judges of probate shall, after notice to the cestui que trusts, appoint one or more suitable persons to be trustee or trustees in the place of the trustee or trustees so dying or declining to accept; and any trustee or trustees

appointed by the Judge of Probate shall be holden and bound by the provisions of this act in the same manner as if he or they had been so appointed in and by such last will; and the estate so given in trust by such last will shall vest in the trustee or trustees so appointed by the said Judges of Probate in like manner to all intents and purposes as the same vested in the original trustee or trustees under such last will.

Sec. 5th And be it further enacted, that when any trustee appointed either by the testator or by any judge of Probate shall in the opinion of the Judge of Probate be disqualified for the discharge of the trust by becoming non compos mentis, or otherwise incapable or evidently unsuitable for the execution of such trust, it shall be lawful for the said judge after notice to such trustee and the parties interested in the trust estate, to remove such trustee and to appoint and substitute another in his stead. And whenever any person shall be appointed and substituted as a trustee by the Judge of probate as aforesaid in the place of any former trustee who may either have been removed from office, or have deceased, or have declined, or resigned the trust as aforesaid the person so appointed and substituted by the said Judge shall give bond with sufficient surety or sureties, and shall be held to perform all the duties prescribed in the first section of this act.—Provided however that it shall be in the discretion of said Judge to direct an inventory to be made and returned or not by such new trustee, who in no manner whatever shall be deemed a trustee or authorized to act as such until such bond shall be given.

Sec. 6th And be it further enacted, that whenever the sureties in any bond given to the Judge of Probate shall be insufficient for the purposes of such bond, the Superior Court of Probate on the petition of any person interested, and after due notice to the principal and sureties on such bond shall have authority to require from time to time new bonds with sufficient surety or sureties in the case. And whenever any surety or sureties on any bond given to the Judge of Probate shall at any time after the date of such bond, petition the said Judge of probate that he or they may be discharged from any further responsibility upon such bond, the said Judge of probate after due notice to all persons interested may in his discretion discharge such surety or sureties from all further responsibility upon such bond. And the said principal or principals shall in all such cases be required to procure other sufficient surety or sureties upon such bond or upon a new bond to be given to said Judge of Probate for the purpose to his satisfaction. And if such principal or principals shall not within such time as shall be ordered by said Judge of Probate give such new bonds as may be required by virtue hereof, he, she or they shall be removed from their trust, and some other person or persons shall be appointed in his, her or their stead.

Sec. 7. And be it further enacted, that any bonds given pursuant to this act may be put in suit in the name of the Judge of Probate to whom the same shall have been given for the benefit of all or any of the minors or other persons interested in the estate given in trust as aforesaid; and the proceedings in such case shall be the same as in the cases of suits on other probate bonds.

Sec. 8. And be it further enacted, that any Judge of Probate may dismiss any guardian of a minor, ideot, non compos, or lunatic, or of persons, who spend their estates by excessive drinking, idleness or debauchery, whenever it shall appear to the said Judge that necessity or expediency require the same, and to appoint some other guardian in his place. Provided always, that no such guardian shall be dismissed as aforesaid before he shall have had notice in writing from said Judge fourteen days at least before the time of hearing to appear and show cause why he should not be so dismissed.

Sec. 9. And be it further enacted, that any person aggrieved by any order, sentence, decree or denial of any Judge of Probate upon any matter touching such trusts as aforesaid, may appeal therefrom as in any other case of an order, sentence, decree or denial of a Judge of Probate. And the Superior Court of Probate and the Judges of Probate respectively may in their discretion award reasonable costs to either or both parties in all those cases where justice shall require it, and shall grant execution therefor.

[CHAPTER 21.]

State of)
New Hampshire. }

AN ACT AUTHORISING THE JUDGE OF PROBATE FOR THE COUNTY OF CHESHIRE TO ISSUE AN ADDITIONAL COMMISSION OF INSOLVENCY ON THE ESTATE OF DANIEL NEWCOMB ESQ^R. LATE OF KEENE IN SAID COUNTY OF CHESHIRE DECEASED.

[Approved June 21, 1820. Original Acts, vol. 26, p. 21; recorded Acts, vol. 21, p. 469.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, that the Judge of Probate for the County of Cheshire, in this State be authorised and fully empowered if in his opinion Justice should require it to issue a new Commission of insolvency on the estate of Daniel Newcomb Esquire late of Keene in said County deceased, which commission shall extend for the term of sixty days, and no longer, from and after the passing of this act.

Section 2nd And be it further enacted, that the said Judge of

Probate be authorised and he is hereby authorised and empowered to appoint such number of commissioners as he may deem expedient, and the said Judge of Probate in his said commission shall order the kind of notice to be given of the times and places said commissioners may appoint for their sittings

Section 3rd And be it further enacted, That the commissioners who may be appointed by virtue and for the purposes of this act, shall make returns of their doings to the Judge of Probate for said County of Cheshire and any Person who may conceive himself or herself aggrieved by the doings of said commissioners, shall have the right to claim an appeal from the Judgment of said Commissioners which appeal the said Judge of Probate shall grant and the same proceedings shall be had in relation thereto as is now provided in the third section of an act entitled an act for the equal distribution of insolvent Estates—Provided that nothing in this act shall in any manner affect the former commission of Insolvency issued on said estate, nor the order of distribution made thereon.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CONCORD FIRE ENGINE COMPANY NUMBER TWO.

[Approved June 21, 1820. Original Acts, vol. 26, p. 22; recorded Acts, vol. 21, p. 470. Members increased by acts of December 17, 1840, id., vol. 34, p. 384, and July 3, 1851, id., vol. 43, p. 19.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Robert Davis 3^d and his associates and their Successors be, and, hereby are created, a corporation by the name of the Concord Fire Engine Company Number two, with power to hold any estate to the value of one thousand dollars, to have six men, who shall be exempt from military duty more than are now exempt by law as belonging to each fire engine; to make by laws for their regulation and government and with all other powers, privileges, and immunities incident or common to similar Corporations.

Sec 2. And be it further enacted that said Robert Davis 3^d may call the first meeting of said corporation by giving personal notice to each member thereof at least four days previous thereto, of the time and place of holding the same.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT ENTITLED AN ACT TO FIX THE COMPENSATION FOR PUBLISHING THE LAWS OF THIS STATE IN THE SEVERAL NEWSPAPERS TO BE DESIGNATED FOR THAT PURPOSE.

[Approved June 21, 1820. Original Acts, vol. 26, p. 23; recorded Acts, vol. 21, p. 472. Session Laws, 1815-21, p. 273. Laws, 1824 ed., p. 100. See additional act of November 30, 1820, *post*. See also act of July 7, 1826, Laws, 1830 ed., p. 441. Repealed by act of July 3, 1829, *id.*, p. 443.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened that from and after the passage of this act there shall be allowed and paid out of the Treasury of this State to the Proprietors of the several Newspapers in which the Legislature shall from time to time direct the laws of this State to be published, the sum of seventy five cents for every printed page of the pamphlet of laws published at the close of each session.

Section 2. Be it further enacted that the Proprietors of every Newspaper directed to print the laws shall be required to insert them on a type not less than the Brevia size.—And if it shall appear on examination of any account that they have not so inserted them or that there has been any unreasonable delay or intentional omission the Treasurer is hereby authorized and required to deduct from such account such sum as shall be charged therein for the publication of any laws which have been otherwise inserted, unreasonably delayed, or intentionally omitted.

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO PROVIDE FOR THE APPOINTMENT OF INSPECTORS AND REGULATING THE MANUFACTORY OF GUN POWDER.

[Approved June 21, 1820. Original Acts, vol. 26, p. 24; recorded Acts, vol. 21, p. 473. Session Laws, 1815-21, p. 274. Laws, 1824 ed., p. 48: *id.*, 1830 ed., p. 276. See acts of July 2, 1825, Session Laws, June, 1825, Chap. 73, and July 6, 1827, Laws, 1830 ed., p. 278. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that His Excellency the Governor by and with the advice of Council, be and he is hereby authorized to appoint an Inspector of gunpowder for every publick powder magazine and at every manufactory of gunpowder in this State, and

at such other places as may by him be thought necessary, and His Excellency the Governor, by and with the advice of Council, is hereby further authorized and empowered to remove said Inspectors or any of them at pleasure and may by new appointments from time to time fill any vacancy or vacancies, which may happen.

Sec. 2. And be it further enacted that from and after the first day of July next all gunpowder which shall be manufactured within this State shall be composed of the following proportions and quality of materials, that is, every one hundred parts of gunpowder shall be composed of fourteen parts of fresh burnt coal made from wood which forms the least ashes and which has been carefully and well prepared and made into coal after being stripped of its bark, ten parts of pure sulphur and seventy six parts of purified nitre.

Sec. 3. And be it further enacted that it shall be the duty of each of said Inspectors to inspect, examine, and prove, all gunpowder which after the first day of July next shall be deposited at any publick powder magazine or manufactory in this State before the same shall be removed from the manufactory or received into such publick powder magazine, and if upon inspection and examination it shall appear to the Inspector that such gunpowder is well manufactured and composed of pure materials and such gun powder shall be of the proof hereinafter mentioned, the Inspector shall mark each cask containing gun powder by him inspected, examined, and proved as aforesaid with the words New Hampshire Inspected Proof, and with his christian and surname and shall also in figures mark upon each cask the quantity of powder contained therein and the year in which the inspection is made.

Sec. 4. And be it further enacted that no Gunpowder within this State shall be considered to be of proof unless one ounce thereof placed in the chamber of a four and an half inch howitzer with the howitzer elevated so as to form an angle of forty five degrees with the horizon, will upon being fired throw a twelve pound shot seventy five yards at the least.

Sec. 5. And be it further enacted that whenever any of said Inspectors shall discover any gunpowder deposited at any publick powder magazine or any other place within this State which is not well manufactured or which is composed of impure materials or of any improper proportion of materials and which shall not be of the proof herein before mentioned the inspector in such case shall mark each cask containing such impure ill manufactured or deficient gunpowder with the word "condemned" on both heads of the cask, and with the same words on the side thereof with the christian and Surname of the inspector on one head of the cask.

Sec. 6. And be it further enacted that if any person shall knowingly sell any condemned gunpowder or shall fraudulently alter or deface any mark or marks placed by any Inspector upon any cask or casks containing gunpowder, or shall fraudulently put any gun-

powder which shall not have been inspected, or which has been condemned, into any cask or casks, which shall have been marked by any Inspector agreeably to the provisions contained in the third section of this act, every such person so offending shall forfeit and pay not less than two hundred nor more than five hundred dollars for each and every offence to be recovered in an action of debt in any Court of competent jurisdiction, one half thereof to the use of the State, the other to the use of him or them who shall sue and prosecute for the same.

Sec. 7. And be it further enacted that each Inspector, who may be appointed by virtue of this act, shall before he acts as Inspector, be sworn to the faithful and impartial discharge of the duties of his Office, and each inspector shall be allowed one cent for each pound of gunpowder by him examined, inspected and proved whether the same be by him approved or condemned, to be paid by the owner or owners of the gunpowder.

Sect. 8. And be it further enacted that if any manufacturer of gunpowder shall sell or dispose of, or shall cause or permit to be sold or disposed of, or shall export or cause to be exported without the limits of this State any powder of his manufacture before the same has been inspected and marked agreeably to the provisions of this act, he shall forfeit and pay the sum of fifty cents for every pound of powder so sold, disposed of, or exported, to be recovered in the manner provided in the sixth section of this act.

Sec. 9. And be it further enacted that if any person within this State after the first day of January next shall knowingly sell, expose, or offer for sale within this State any Gunpowder, which is not well manufactured, or which is composed of impure materials, and which shall not be of the proof herein before required, shall forfeit and pay not less than five dollars nor more than fifty dollars for each and every offence to be recovered in the manner provided in the sixth section of this act.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT TO DISANNEX A GORE OF LAND FROM THE TOWN OF WAKEFIELD AND TO ANNEX IT TO THE TOWN OF EFFINGHAM.

[Approved June 22, 1820. Original Acts, vol. 26, p. 25; recorded Acts, vol. 21, p. 477. Session Laws, 1815-21, p. 281.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened that a certain Gore of land, being all the land in Wakefield, which lies on the northerly side of Province pond, so called, be and hereby is disannexed from the town of Wakefield and annexed to the town of Effingham.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT IN AMENDMENT OF AN ACT, ENTITLED AN ACT, PROVIDING FOR THE REGULATION AND GOVERNMENT OF THE STATE PRISON.

[Approved June 22, 1820. Original Acts, vol. 26, p. 26; recorded Acts, vol. 21, p. 478. Session Laws, 1815-21, p. 281. Laws, 1824 ed., p. 36. The act referred to is dated June 19, 1812, *ante*, p. 115. See act of June 27, 1818, *ante*, p. 724. Repealed by act of July 3, 1829, Laws, 1830 ed., p. 518.]

Whereas by said act it is provided, That it shall be the duty of the Warden, at the commencement of every session of the General Court, to render to said court a fair account, examined and approved by the directors, of all the expenses and disbursements, and of all the receipts and profits on account of said prison, and a statement of its general affairs.—And whereas, it is not deemed necessary that such account should be rendered more than once in each year, Therefore

Be it enacted by the Senate and House of Representatives in General Court convened, that it shall be the duty of the Warden aforesaid, to render an account of the State Prison, as is provided in the act to which this is an amendment, at the commencement of each June session of the Legislature, and no oftener, any Law to the contrary notwithstanding.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT REGULATING FEES."

[Approved June 22, 1820. Original Acts, vol. 26, p. 27; recorded Acts, vol. 21, p. 479. Session Laws, 1815-21, p. 282. See act referred to dated December 16, 1796, Laws of New Hampshire, vol. 6, p. 381. Repealed by act of December 23, 1820, *post*.]

Section 1. Be it enacted by the Senate and House of Representatives, in General Court convened, That from and after the passing of this act, no Clerk of either of the Courts of Common Pleas, or of the Superior Court in this State, shall be entitled to receive any fee, for recording the judgment in any action, which judgment shall be rendered in such action by non suit, or by default, any law to the contrary notwithstanding.

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF CENTRAL BRIDGE—

[Approved June 22, 1820. Original Acts, vol. 26, p. 28; recorded Acts, vol. 21, p. 480. Session Laws, 1815-21, p. 282. See act of same title, dated December 17, 1812, *ante*, p. 185.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Ichabod C. Bartlett, Onesiphorous Page, John Ayer, David Smiley and their associates and successors be and they are hereby incorporated and made a body politic and corporate forever by the name of the Proprietors of Central Bridge for the purpose and with the exclusive privilege of building and keeping in repair a bridge over Pemigewasset river at any place between the southerly line of the grant for Pemigewasset bridge and the northerly line of the grant for New Chester Union bridge; and by the name aforesaid may sue and prosecute, be sued and prosecuted to final judgment and execution; and shall be, and hereby are vested with all the privileges and powers, which by law are incident to corporations of a similar nature.

Sec. 2. And be it further enacted that the property in said bridge corporation shall consist of one hundred shares & be deemed personal property—

Sec. 3. And be it further enacted that said Bartlett and Page or either of them may call a meeting of said Proprietors to be holden at any suitable time and place, by advertising the same in one of the Concord Newspapers at least fourteen days before the time of holding said meeting; and the said Proprietors, by a majority present or represented at said meeting shall choose a Clerk who shall be sworn to the faithful discharge of the duties of his office, and shall agree on a method of calling future meetings and at the same or any subsequent meeting may elect such officers and make and establish such rules and bylaws as to them shall appear necessary and convenient for the regulation and government of said proprietors, and the same bylaws cause to be executed and annex penalties to the breach thereof, provided the said rules and by laws be not repugnant to the constitution and laws of this State.

Sec. 4. And be it further enacted, that at every meeting of said Proprietors, subsequent to the first, each proprietor shall be entitled to as many votes as he owns shares in said corporation, and all questions which may come before said proprietors at their legal meetings shall be decided by a majority of votes.

Sec. 5. And be it further enacted that said Proprietors be and they hereby are authorized and empowered to purchase any lands adjoining said bridge and hold the same in fee simple, provided the same do not exceed five acres.

Sec. 6. And be it further enacted, that for the purpose of remunerating said proprietors, a toll be, and hereby is granted for their benefit, according to the following rates, namely, for each foot passenger one cent, for each horse and rider six cents and for each additional rider one cent; for each chaise, chair, sulkey or other pleasure carriage on wheels drawn by one horse only twelve and a half cents; for each riding sleigh drawn by one horse only six cents; for each riding sleigh for passengers drawn by two horses ten cents, for each additional horse two cents; for each coach, charriot, phaeton, or other four wheeled carriage for passengers, drawn by two horses twenty five cents, for each additional horse five cents; for each curricule fifteen cents; for each cart, waggon, sleigh, sled or other carriage of burden, drawn by two beasts ten cents, for each additional beast two cents, for each sleigh or sled or other carriage of burden drawn by one horse only, six and one quarter cents, each horse or neat creature exclusive of those rode on or in carriages one and a half cents, for sheep and swine one quarter cent each, and to each team or other carriage of burden one person and no more shall be allowed as a driver free of toll—

Sec. 7. And be it further enacted that if any legal tax or assessment made by said proprietors or their authorized agents on the several shares to carry into execution the object of their incorporation shall remain unpaid at the time limited for the payment of the same, they may proceed to sell the delinquent share or shares at public auction, in such manner as the proprietors aforesaid may direct and if any overplus remains after paying the tax or assessments and charges, it shall be returned to the former owner or proprietor of said share or shares so sold.

Sec. 8. And be it further enacted that the said proprietors shall have and possess the exclusive right of building and maintaining a bridge over Pemigewassett river between the Southerly line of the grant for Pemigewassett bridge and the northerly line of the grant for New Chester Union bridge—

Sec. 9. And be it further enacted that if said bridge shall not be completed within five years from the passing of this act, then this act and every part thereof shall be null and void.

Sec. 10. And be it further enacted that nothing in this act contained shall subject the town of New Hampton to any expense for the purchase, making, or repairing any road or roads in the vicinity of said bridge further than said town would be if said bridge should not be erected; and all such further expense shall be paid by said proprietors.—

Provided always that the Legislature may from time to time hereafter upon due notice given to said Company make such further provisions and regulations for the management of the business of said Company and the government of the same as they may think proper.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED
DURING THIS SESSION.]

1820, June 19.

Resolved that George Sullivan Esquire have and receive for a salary as Attorney General from June 1820 to June 1821 the sum of eight hundred Dollars, and that the same be paid out of the Treasury;— Provided that in Case of the absence of the Attorney General from any one term or terms of the Superior Court of Judicature of said State, or in case of any neglect on his part to perform the duties of his Office at any such term—and in Case the Solicitors of the several Counties shall perform such duties, they shall severally, on producing a certificate of one of the Justices of said Superior Court stating the performance of such services receive out of the Treasury of this State for each and every term of the Superior Court of Judicature, holden in their respective Counties, and at which they shall discharge the duties of the Attorney General as aforesaid, the sum of sixty Dollars as a compensation for such services which shall be deducted from the sum of eight hundred Dollars allowed to the Attorney General as aforesaid

[House Journal, June Session, 1820, p. 360. Senate Journal, June Session, 1820, p. 258.]

1820, June 22.

Resolved that the Treasurer of this State be and he is hereby authorized and empowered to borrow for the use of this State a sum not exceeding twelve thousand Five hundred Dollars at a rate not exceeding Bank interest.—And the funds and good faith of this State are pledged for the payment of the principal and interest of the money so borrowed.

[House Journal, June Session, 1820, p. 486. Senate Journal, June Session, 1820, p. 353.]

1820, June 22.

Whereas an Act was passed November 3, 1784 in the words following “An act to vest the exclusive right of keeping a ferry over a certain part of Connecticut River in Benjamin Sumner of Claremont in the County of Cheshire his heirs and assigns—Whereas the said Sumner hath petitioned the General Court representing that there is need of a Ferry over the river Connecticut near the mouth of Sugar River for which purpose it is necessary a Boat should be constantly kept in repair suitable for that purpose Yet that he is willing to undertake if he may be secured in the privilege of keeping said ferry in future and praying that the exclusive privilege of keeping a ferry within certain limits there may be granted to him his heirs and assigns, Which representation appearing just and the prayer of said petition reasonable; Be it therefore enacted and it is hereby enacted by the Senate and House of Representatives in General Court convened and by

"the authority of the same that the sole and exclusive right and privilege of keeping a ferry in any place from the northwest corner of said Claremont extending down said River Connecticut four miles to the Northward boundary of the grant for a ferry to Oliver Ashley be and hereby is granted to and vested in him the said Benjamin Sumner his heirs and assigns forever The owners of said ferry from time to time as occasion may require giving bond in sufficient sureties in the sum of one thousand pounds to the Clerk of the Court of the General sessions of the peace for the said County of Cheshire that the said ferry shall be constantly attended and well kept—And be it further enacted by the authority aforesaid that if any person or persons shall for hire or reward transport or ferry over said river within the limits or between the northwest corner of said Claremont and the limits granted to said Ashley as aforesaid any person creature or thing such person so transporting shall forfeit and pay to the said Benjamin Sumner his heirs and assigns the sum of forty shillings for each person creature or thing so transported to be recovered by action of debt before any Justice of the peace within the said County—

"Provided nevertheless that the said Benjamin Sumner his heirs and assigns shall be liable to keep a ferry or ferries in such and so many places within the limits above described as the General Court may from time to time adjudge necessary for the public good—

And whereas it is admitted that the grant has been accepted and the provisions complied with—

And whereas it appears from evidence offered to the Legislature that it would be of great public utility to erect a toll Bridge within the limits of the grant aforesaid—

Therefore, Resolved by the Senate and House of Representatives in General Court convened That the Justices of the Superior Court of Judicature be requested to express to the Legislature at their next session an opinion in writing on the following question (viz)

"Has the Legislature a constitutional right to grant to any individual the privilege of erecting a toll bridge within the limits of said grant of ferry without the express consent of the owners of said right of ferry—

Resolved that his Excellency the Governor be requested to transmit a copy of the preamble and this resolve to each of the Justices of the Superior Court of Judicature—

[House Journal, June Session, 1820, p. 534. Senate Journal, June Session, 1820, p. 373.]

1820, June 22.

Resolved, That the Agricultural Societies of the Counties of Cheshire and Grafton have and receive out of the Treasury the sum of one hundred dollars each. And be it further Resolved, That the Agricultural Societies of the Counties of Rockingham, Strafford, Hillsborough and Coos, shall have and receive out of the Treasury of this State the sum of one hundred dollars each, Provided that the four last Societies shall be entitled to receive the grant herein before mentioned as soon as they shall re-

spectively make a Return to the Secretary of State, stating in said Returns, what was required to be communicated by them to the Secretary of State according to a Resolve which was passed June 28th 1819. And the Treasurer of the State is hereby directed to pay said sums to the respective Treasurers of said Societies.

[House Journal, June Session, 1820, p. 514. Senate Journal, June Session, 1820, p. 372.]

1820, June 22.

Resolved by the Senate and House of Representatives in General Court convened, that the Selectmen of each town in this State be and they are hereby required to make a statement in writing of the amount of the sums of money, expended in their respective towns for the support of paupers, and in law suits relating to the settlement of paupers, each and every year, from the year 1799 to the year 1820, as far as the records and papers of the respective towns relating to such expenditure may enable them to do the same, distinguishing what has been expended each year for the support of paupers, and what has been expended in law suits as aforesaid; and the same statements, attested under their hands, to cause to be returned to the office of the Secretary of this State on or before the sixteenth day of November next.

[House Journal, June Session, 1820, p. 522. Senate Journal, June Session, 1820, p. 371.]

1820, June 22.

Resolved by the Senate and House of Representatives in General Court Convened, that his Excellency the Governor be and he hereby is Authorized and requested to furnish each Artillery Company now formed agreeably to law, that have not received Ordnance with one piece of Ordnance harness and apparatus Complete, on receiving satisfactory evidence of such Company's being so formed, and he is hereby Authorized to draw on the Treasurer for a sum not exceeding fifteen hundred dollars for the purposes aforesaid—.

[House Journal, June Session, 1820, p. 480. Senate Journal, June Session, 1820, p. 362.]

1820, June 22,

Resolved that the sum of four hundred dollars be and the same hereby is appropriated for the purpose of furnishing each Artillery Company in this State organized according to law, with powder and portfire, and for the ordinary repairs of Field pieces agreeably to the sixth section of a Law of this State passed July 1, 1820—And his Excellency the Governor is hereby authorized to draw on the Treasury in favour of the Adjutant General for the above sum and the Adjutant General is hereby directed to

pay to the Captain or commanding officer, of the different Companies of Artillery or their orders the sum of twelve dollars each—

[House Journal, June Session, 1820, p. 500. Senate Journal, June Session, 1820, p. 345.]

1820, June 22.

Resolved that Stephen P. Webster be an agent to procure for the use of the State house four Stoves from the Iron Factory at Franconia and to pay for the same from the avails of the powder belonging to this State in the magazine at Haverhill which said Webster was authorized to sell by resolve of June 27th 1818.

[House Journal, June Session, 1820, p. 483. Senate Journal, June Session, 1820, p. 348.]

1820, June 22.

Resolved, That the Selectmen, or a major part of them, at the charge of the Town, parish or place to which they belong, shall transmit and return an inventory of the polls and rateable estates of the several Towns, parishes and places within this State, as taken for the current year, into the Secretary's Office on or before the first wednesday of the next session of the General Court; which inventory shall consist of all male polls from eighteen to seventy years of age, except such from eighteen to twenty one as shall be enrolled in the militia, president, professors, tutors, instructors and students of Colledges, preceptors of Academies, paupers and idiots; also, of the following articles which each person shall have been possessed of, on the first day of April last; (viz; Orchard, arable, mowing and pasture land, accounting so much orchard land as will, in a common season, produce ten barrels of cyder or perry, one acre; so much pasture land as will summer a cow, four acres; and what mowing land will produce commonly one ton of good english hay, yearly, or meadow hay in proportion, one acre; and what arable or tillage land will commonly produce twenty five bushels of corn, yearly, one acre; in which is to be considered all land planted with indian corn, potatoes and beans, and sown with grain flax or peas; all Stallions or stud horses that have been wintered three winters; all other horses and mares, distinguishing those that have been wintered two, three, four, and five winters; all Jacks that have been wintered three winters, all mules, distinguishing those that have been wintered two, three & four winters, all oxen, distinguishing those that have been wintered four and five winters, all cows that have been wintered four winters: all young, cattle distinguishing those that have been wintered two and three winters; all mills, wharves and ferries, and the yearly rent thereof, yearly repairs thereof being first deducted, according to the judgement of the persons taking the inventory; the sum total of all Bank stock; the sum total of the value of all real estate, viz; lands and buildings not included in the above mentioned articles, exclusive of all toll bridges, whether owned by residents or nonresidents, except such as are appropriated to public

use; the sum total of the value of all stock in trade; the sum total of all money on hand, or at interest, more than the party pays interest for: That said inventory, taken as above, be made agreeable to the following form.

	Polls from 18 to 70 years of age, excepting those from 18 to 21 enrolled in the Militia, president, professors, tutors, instructors and students of Colleges, Preceptors of Academies paupers & idiots.
	Acres of orchard land.
	Acres of arable land.
	Acres of mowing land.
	Acres of pasture land.
	Stallions or stud Horses that have been wintered three winters and upwards.
	Other horses and mares that have been wintered five winters.
	Other horses and mares Wintered four winters.
	Other horses and mares wintered three winters.
	Horses and mares wintered two winters.
	Jacks that have been wintered three winters.
	Mules that have been wintered four winters.
	Mules that have been wintered three winters.
	Mules that have been wintered two winters.
	Oxen wintered five winters.
	Oxen wintered four winters.
	Cows wintered four winters
	All neat stock wintered but three winters.
	All neat stock wintered but two winters.
	Yearly rent or income of wharves, mills and ferries yearly repairs deducted.
	Sum total of all Bank stock.
	Sum total of the value of all buildings, and real estate improved and owned by residents and nonresidents not included in the above.
	Sum total of the value of all stock in trade.
	Sum total of money at interest, including stock in the funds, and securities for any kind of property at interest more than interest, is paid for
	Sum total of the value of all unimproved lands, owned by residents and nonresidents.
	All chaises, coaches, sulkies and other wheeled carriages of pleasure

That in all cases where a copy of the inventory, taken in April last, cannot be had, every person is required to give in a true and faithful inventory of the foregoing articles belonging to him respectively, on oath, or affirmation, if required thereto by the person or persons taking said inventory, who are hereby empowered to administer the same and on

refusal or neglect thereof, the person or persons taking said inventory are to set down to him or them so refusing or neglecting, so much as in his or their judgment appears equitable by way of doomage. That The Selectmen of the next oldest Town to any Town, parish or place where no Selectmen are chosen shall take an inventory of such town, parish or place, or appoint some person or persons in said town, parish or place, to do the same, and return it as aforesaid; for which they shall be paid an adequate reward out of the Treasury, on their account being exhibited and allowed by the General Court. And also, that the Selectmen shall return distinctly the amount of footing of each column of the inventory taken in April last year so that the number of polls, horses, cattle, acres of land improved, value of unimproved land, and all other rateable estate inventoried and rated in each town, parish and place the last year, may appear. Also, make return of what a single poll was taxed in the last State tax. That the Selectmen as aforesaid likewise make returns of the amount of taxes assessed for the last and the present year on any Factory for the manufacture of cotton or woollen goods, Iron, salt or glass, with the valuation of the same, stating whether the same were inventoried as mills, stock in trade, real estate or otherwise.

[House Journal, June Session, 1820, p. 440. Senate Journal, June Session, 1820, p. 328.]

1820, June 22.

Resolved by the Senate and House of Representatives in General Court convened, That in the opinion of this Legislature the Congress of the United States has, by the Constitution, the right, in admitting new States into the Union, to prescribe the prohibition of slavery as one of the conditions on which such State shall be admitted:—

That in the case of Missouri, to which, by the Preamble and Resolutions of the General Assembly of Virginia, the attention of this Legislature has been called, that right remained in full force, unimpaired either by the treaty under which that territory was acquired, or any Subsequent acts of the General Government:—

That in the opinion of this Legislature, the existence of slavery within the United States is a great moral as well as political evil, the toleration of which can be justified by necessity alone, and that the further extension of it ought to be prevented, by the due exercise of the power vested in the General Government:—

[House Journal, June Session, 1820, p. 346. Senate Journal, June Session, 1820, p. 304.]

1820, June 23.

Resolved, that the Warden of State Prison be directed to sell and dispose of any stone which have been provided for the State House or Yard and not used, in such way and manner as he may deem most beneficial to the State, and account for the same to the Treasurer, or in case

said stone cannot be advantageously disposed of to place them in some situation where they will not incommode the public

[House Journal, June Session, 1820, p. 567. Senate Journal, June Session, 1820, p. 395.]

1820, June 23.

Resolved That the Trustees of each incorporated Academy in this State to whose use a Map of said State has not heretofore been appropriated be entitled to receive from the Treasurer of this State for the use of such Academy one Map of said State.—And if the number of such maps now in the Treasury Office be not sufficient for this purpose the Treasurer be and he hereby is empowered and directed to purchase and pay for out of any monies in the Treasury upon such terms as he may think proper so many maps as will supply such deficiency.

[House Journal, June Session, 1820, p. 549. Senate Journal, June Session, 1820, p. 388.]

1820, June 23.

Resolved that the sum of two thousand five hundred dollars be and the same is hereby appropriated in part payment of the sum due from the State House Committee to the Warden of the State Prison for the labor of convicts and his Excellency the Governor is hereby authorised, by warrant on the Treasurer to draw said sum from the Treasury and deliver the same to Moses C. Pillsbury warden of the State prison for the purposes aforesaid—

[House Journal, June Session, 1820, p. 546. Senate Journal, June Session, 1820, p. 394.]

1820, June 23.

Resolved, that Edward Philbrick be and he hereby is appointed to superintend and take charge of the State House lot, and the fences surrounding said lot, until the next June Session of the Legislature—whose duty it shall be to keep the house clean at all times, to air it as often as necessary by opening the windows; to keep all the rooms locked except the Treasurers and Secretary's room, to keep open the avenue & to see that no damage is done to any part of said house, yard or fence. And he is hereby authorised and directed to prosecute in behalf of the State any person who may injure said house yard or fence. And to purchase the fuel and provide all other necessary Articles suitable for the accomodation of the Legislature at their next session, for all which service he shall be intitled to the sum of twenty five Dollars—

[House Journal, June Session, 1820, p. 570. Senate Journal, June Session, 1820, p. 395.]

[*Second Session, Held at Concord, November 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, December 1, 2, 4, 5, 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 18, 19, 20, 21, 22, 23, 1820.*]

[CHAPTER 1.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE ROCKINGHAM LODGE.

[Approved November 23, 1820. Original Acts, vol. 26, p. 29; recorded Acts, vol. 21, p. 485.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that the officers and members of the lodge of free and accepted masons, at Hampton, and all persons who may hereafter become members of said lodge, be, and they hereby are, incorporated, and made a body corporate and politic forever, by the name of The Rockingham Lodge: And the body corporate is hereby empowered to hold and possess real estate, not exceeding in value the sum of one thousand dollars, and personal, not exceeding the sum of two thousand dollars; and is vested with all the powers, rights and privileges, incident to corporations of a similar nature.

Sec. 2. And be it further enacted, that the first regular meeting of said lodge to be holden in January, in the year of our Lord, one thousand, eight hundred and twenty one, shall be considered the first meeting of The Rockingham Lodge, by virtue of this act; at which meeting the corporation may choose all necessary officers, make any rules and regulations not inconsistent with the constitution and laws of this State, and transact all other necessary business.

[CHAPTER 2.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE HAMPTON FALLS FIRE ENGINE COMPANY NUMBER ONE.

[Approved November 23, 1820. Original Acts, vol. 26, p. 30; recorded Acts, vol. 21, p. 487.]

Sec. 1.—Be it enacted, by the Senate and House of Representatives in General Court convened, that Amos Goodhue, Dudley Dodge, Benjamin Brown, Moses Wells, Stephen Dodge, Theophilus Sanborn, Levi Sanborn, Josiah Brown, Adna Sanborn, Lowell

Brown, Joshua Pike, Richard Dodge, John Brown 3rd, Thayer Sanborn, Horatio G. Brown, Newman Brown, David P. Goodhue and Nathan Brown, their associates and their successors be and hereby are created a corporation by the name of "the Hamptonfalls Fire engine company number one," with power to hold any estate to the value of One thousand dollars, to make bylaws for their regulation and government, and with all other privileges and immunities incident or common to similar corporations.

Sec. 2. And be it further enacted that said Amos Goodhue may call the first meeting of said corporation, by giving personal notice to each member thereof, at least four days previous thereto, of the time and place of holding the same.

[CHAPTER 3.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE CHARITABLE FIRE SOCIETY IN DOVER.

[Approved November 23, 1820. Original Acts, vol. 26, p. 31; recorded Acts, vol. 21, p. 489. See additional acts of December 16, 1820, *post*, and December 31, 1836, Session Laws, 1830-36, p. 345.]

Section 1. Be it enacted by the Senate and House of Representatives in general court convened, That Jonathan Hanson Jun^r, Andrew Peirce, Leonard Smith, James B. Varney, Thomas Burrows, Stephen Evans, Sargent Patten, Robert Perkins, George Young, Thomas Tripe, James Whitehouse, Israel Hanson, William H. Clark, Nathaniel W. Ela, John W. Hayes their associates and successors be and hereby are created a corporation by the name of the Charitable Fire Society in Dover with power to hold any estate to the value of One thousand dollars, to make by laws for their regulation and government & with all other privileges and immunities incident to similar corporations.

Section 2. And be it further enacted that said Jonathan Hanson Jun^r may call the first meeting of said corporation by giving personal notice to each member thereof at least four days previous thereto, of the time and place of holding the same.

[CHAPTER 4.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THOMAS S. BOWLES AND OTHERS INTO A CHARITABLE SOCIETY, CALLED AND KNOWN BY THE NAME OF PYTHAGORAS LODGE, N^o 33.

[Approved November 30, 1820. Original Acts, vol. 26, p. 32; recorded Acts, vol. 21, p. 490.]

Whereas a petition has been presented to the General Court by a number of the Inhabitants of the town of Portsmouth, members of Pythagoras Lodge N^o 33—praying that they with such others as may hereafter be admitted members of said Lodge, be incorporated and known by the name of Pythagoras Lodge N^o 33 which prayer appearing reasonable— Therefore

Section 1. Be it enacted by the Senate and House of Representatives in general court convened, that Thomas S. Bowles, Daniel P. Drown, John K. Gilman, John Gregory, Daniel Storey, James Wildes, Thomas Clapham, John Mendum, Abner Greenleaf, Samuel Somerby, John Somerby, Michael Vaughen, Samuel Shackford, Asa Young and Joseph E. Robinson and their associates, with such others as may be admitted members hereafter, be and they are hereby created a body corporate and politic with continuation and succession forever, to be called and known by the name of Pythagoras Lodge N^o 33—and by that name may sue and be sued, prosecute and be prosecuted to final judgment and execution, and are hereby vested with all the powers and privileges which are incident to corporations of a similar nature.

Section 2. And be it further enacted, that said Pythagoras Lodge shall annually meet on the third tuesday of December for choosing all proper officers for transacting the business of said corporation, and all meetings of said Lodge in future shall be warned by the Secretary of the same, by causing a notification thereof to be published in either of the newspapers printed in Portsmouth or by printed or written notifications by him signed and delivered to each member in the town of Portsmouth, or left at his usual place of abode previous to, or on the day of said meeting.

Section. 3. And be it further enacted that said Lodge may hold real and personal estate to the value of three thousand dollars, receive subscriptions, grants and donations, and transfer the same at pleasure, all transfers and obligations being signed by the Master and Treasurer of said Lodge for the time being.

Section 4. And be it further enacted, that said Lodge may make by-laws for regulating the same, provided they are not contrary to the constitution and laws of this State.

Section 5. And be it further enacted, that Daniel P. Drown, Thomas S. Bowles and John K. Gilman or either of them shall warn the first meeting of said Lodge in the same manner as is, in and by this act provided that the annual meeting of said corporation shall be warned and either of them shall preside at said meeting.

[CHAPTER 5.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO FIX THE COMPENSATION FOR PUBLISHING THE LAWS OF THIS STATE IN THE SEVERAL NEWSPAPERS TO BE DESIGNATED FOR THAT PURPOSE.

[Approved November 30, 1820. Original Acts, vol. 26, p. 33; recorded Acts, vol. 21, p. 493. Session Laws, 1815-21, p. 337. Laws, 1824 ed., p. 101. See act referred to dated June 21, 1820, *ante*, p. 907. See also act of July 7, 1826, Laws, 1830 ed., p. 441. Repealed by act of July 3, 1829, Laws, 1830 ed., p. 443.]

Section 1. Be it Enacted by the Senate and House of Representatives in General Court convened, that it shall be the duty of the several proprietors of Newspapers, who shall publish the acts and Resolutions of this State agreeably to the provisions of an act, to which this is an addition passed June 21. 1820. to furnish the Treasurer together with his account, a file of Papers containing the acts and Resolutions so published, and on being satisfied thereof the Treasurer is hereby required to issue his certificate accordingly And the Governor of this State, is hereby Authorised, on the receipt of the Treasurers certificate aforesaid, to grant his warrant on the Treasury, for the payment of each and every account, so audited and settled by the Treasurer.

[CHAPTER 6.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AND IN AMENDMENT OF AN ACT PASSED JUNE SESSION 1820 GRANTING ADDITIONAL POWERS TO THE COURTS OF PROBATE AND FOR THE REGULATION OF TRUSTEES AND GUARDIANS.

[Approved December 2, 1820. Original Acts, vol. 26, p. 34; recorded Acts, vol. 21, p. 495. Session Laws, 1815-21, p. 338. Laws, 1824 ed., p. 135; id., 1830 ed., p. 349. See act referred to, dated June 21. 1820, *ante*, p. 902. See also act of July 2, 1822, Laws, 1824 ed., p. 153. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that when any person or persons,

who may have been appointed or constituted a trustee or trustees, or guardian, of any estate real, personal, or mixed, belonging to minors or other persons and liable to give bonds for the faithful performance of their duty pursuant to said act, and when application has been made to the said judge in writing that said trustee or trustees or guardians should give bonds pursuant to the provision of said act, shall be absent from this State or in parts unknown, the said judge shall cause the said trustee or trustees or guardians to be cited to appear before him at such time and place for the hearing of said complaint as he may see fit to appoint by causing an advertisement containing the substance of said petition or complaint and order of court thereon to be inserted in such newspaper or newspapers within the United States and for such length of time as said judge of Probate may deem proper, or the said Judge may when it can be conveniently given order such personal notice as under the circumstances of the case shall in his opinion be suitable and proper, which shall be deemed and taken to be sufficient notice to said trustee or trustees or guardians to appear and answer to said petition or complaint.

[CHAPTER 7.]

State of)
New Hampshire.)

AN ACT TO INCORPORATE A SOCIAL LIBRARY IN SANDOWN.

[Approved December 7, 1820. Original Acts, vol. 26, p. 35; recorded Acts, vol. 21, p. 496.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Zacheus Bennet, Daniel Davis, and Eliphalet Hunt, and their associates and successors, be, and they hereby are, incorporated & made a body corporate and politic, by the name of The first Social Library in Sandown with continuation & succession forever—And in that name may sue and be sued plead and be impleaded in actions personal, and prosecute & defend the same to final judgment and execution. And they are hereby vested with all the powers and privileges incident to corporations of a similar nature and may enjoin penalties of disfranchisement or fines not exceeding three dollars for each offence to be recovered by said Corporation in an action of debt to their use in any Court proper to try the same—And they may purchase & receive subscriptions grants and donations of personal estate not exceeding the sum of one thousand dollars for the purpose and benefit of said Corporation.

Section 2. And be it further enacted that said proprietors be

and they are hereby authorized to assemble at Sandown aforesaid on the third Monday of March annually to choose all such officers as may be found necessary for the orderly conducting the affairs of said Corporation, who shall continue in office till others are chosen—And the said corporation may assemble as often as may be found necessary for filling up any vacancy that may happen in said offices—for transacting all other business for the benefit of said corporation excepting the raising of money which shall always be done at their annual meetings and at no other times—At which annual meetings they shall vote all such sums as shall be necessary for defraying the annual expence of preserving said Library and for enlarging the same—And establish such rules and by-laws for the government of said Corporation as may from time to time by them be found necessary, provided the same be not repugnant to the Constitution and laws of this State.

Section 3. And be it further enacted, That Zacheus Bennet Daniel Davis & Eliphalet Hunt or either two of them, are hereby authorized and empowered to call the first meeting of said Corporation at such time and place in said Sandown as they or either two of them may appoint by posting up a notification for that purpose at the Meeting-house and at some other public place in said Sandown at least ten days before the time of said meeting—and to preside therein until a Moderator shall be chosen—And said Corporation at said meeting shall have all the power and authority to establish all such by-laws and choose all such officers as they may or can do by virtue of this act at their annual meetings.

[CHAPTER 8.]

State of }
New Hampshire. }

AN ACT TO ANNEX A PART OF THE TOWN OF ORANGE TO THE TOWN OF ALEXANDRIA

[Approved December 7, 1820. Original Acts, vol. 26, p. 36; recorded Acts, vol. 21, p. 499. Session Laws, 1815-21, p. 339.]

Be it enacted, by the Senate and House of Representatives in General Court convened, that all that part of Orange in the County of Grafton situate and lying eastwardly of the Line herein described, to wit beginning at Orange South east corner on Danbury Line, thence North sixty five degrees west to the South east corner of Lot numbered five in the second hundred, laid out to the Right of Perry Clark thence northwardly to the South east corner of Lot numbered six in the second hundred, laid out to the Right of David Paine, thence to the South west corner of said Lot numbered six,

thence Northwardly to the South east corner of Lot numbered three in the second hundred, laid out to the Right of Elisha Dyer, thence westwardly to the South west corner of said Lot numbered three, thence northwardly, to the Southeast corner of Lot numbered seventeen Glebe Lot in the second hundred, thence to the South west corner of said Lot numbered seventeen thence northwardly to the South east corner of Lot numbered six in the first hundred South laid out to Theodore Gray, thence to the South west corner of said Lot numbered six, thence northwardly to the South end Line of Lot numbered five, thence westwardly ten Rods to the South west corner of said Lot numbered five in the second hundred, laid out to Theodore Atkinson, thence northwardly to the north west corner of said Lot numbered five on Groton Line, thence eastwardly to the north east corner of Lot numbered ten in the second hundred laid out to James M^cHeard thence to the South east corner of said Lot numbered ten, thence to the north-east corner of Lot numbered sixty three in the first hundred laid out to the Right of Ebenezer Paine, thence Southwardly to the northwest corner of Lot numbered seventeen in the second hundred, laid out to the right of Samuel Drowne, thence eastwardly following Hebron Line to the South east corner of said Hebron, it being a Beech Tree standing on Alexandria Line eleven Rods North of the North east corner of Lot numbered fifty in the third Division in said Alexandria, thence to the first mentioned Bounds, be, and the same hereby is disannexed with the Inhabitants thereof from said Town of Orange, and annexed to the Town of Alexandria, and that said Territory shall hereafter constitute and be a part of said Town of Alexandria, and the Inhabitants thereof shall do the same duties and enjoy the same privileges as the other Inhabitants of said Alexandria subject however to the payment of all Taxes legally assessed upon them or their property by said Town of Orange prior to the passing of this Act

[CHAPTER 9.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE FRANKLIN LODGE, N^o 6, IN LEBANON

[Approved December 7, 1820. Original Acts, vol. 26, p. 37; recorded Acts, vol. 21, p. 502. Revived by act of June 26, 1874, Session Laws, 1874, Chap. 164.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Alpheus Baker, Luther Delano, Amos Bugbee, their associates, and all, who may hereafter associate with said Lodge, be, and they hereby are incorporated and made a body

politic, by the name of Franklin Lodge, N^o 6, in Lebanon; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be and hereby are vested with all the powers and privileges which by law are incident to corporations of a similar nature.

And be it further enacted, That said Franklin Lodge shall annually meet on the Monday of, or preceding the full moon in May, for choosing all proper officers for transacting the business of said Lodge; and said annual meeting shall be warned by the Secretary of the Lodge by causing a notification thereof to be published in a newspaper printed at Hanover, or by printed or written notifications by him signed and delivered to each member of said Lodge, or left at his usual place of abode previous to the day of said meeting.

And be it further enacted, That said Lodge may at any annual meeting thereof, make and establish such by-laws as may be deemed necessary for its regulation and government; provided the same be not repugnant to the laws of the State.

And be it further enacted, That said Lodge may purchase or receive by donation, and hold the same, any real or personal estate to the amount of one thousand dollars, and may sell and dispose of the same at pleasure. All transfers and obligations made and entered into by vote of the Lodge shall be signed by the Master and Treasurer for the time being.

[CHAPTER 10.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE JOSIAH STEVENS AND OTHERS BY THE NAME OF THE SUNAPEE DAM CORPORATION.—

[Approved December 7, 1820. Original Acts, vol. 26, p. 38; recorded Acts, vol. 21, p. 504. See additional act of July 8, 1846, Session Laws, 1842-47, p. 444. See also act of June 23, 1848, id., 1848-52, p. 592.]

Whereas Josiah Stevens and his associates have petitioned the Legislature representing that they are proprietors of mills and mill privileges on Sugar river, having its source in Sunapee lake and discharging itself into Connecticut river; that there is on Sugar river, occasionally, a deficiency of water to give to said mills a perfect operation; that said deficiency may be supplied from said lake by means of a dam and gates erected at that point of said lake where the same communicates with said river; and praying to be incorporated with power to accomplish said object: which prayer appearing reasonable—Therefore,

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that Josiah Stevens, Benjamin Tyler, John Tyler, Leonard Jarvis, James B. Andrews, Roswell Elmer, Ephraim Tyler, David Dexter, Robert Emerson, Timothy Endicott, Cyrus Dwinel, Ira Dwinel & Moses P. Durkee with those who may associate with them, and their successors, be, and hereby are, incorporated and made a body politic by the name of the *Sunapee Dam Corporation*.

Sec. 2^d And be it further enacted, that said corporation is hereby empowered to sink the outlet of said lake at the source of said Sugar river to the depth of ten feet below the low water mark of said lake, and to erect and maintain a dam there, with suitable gates and flumes, to the height of said low water mark, for the benefit of the mills & mill privileges aforesaid, provided said corporation shall make or tender reasonable compensation for all damages which may accrue to individuals by the erection of said dam & works.

Sec. 3^d And be it further enacted that said proprietors & their associates and those who may become proprietors of said mills and mill privileges, shall, while they continue such, pay to the Treasurer of said corporation such sums of money as said corporation at its annual meetings may assess on them respectively for the purpose of constructing and maintaining said dam and works, which sums so assessed may be recovered by said corporation in an action of debt in any court of competent jurisdiction.

Sec. 4. And be it further enacted, that said corporation may receive, purchase and hold any estate of the value of one thousand dollars; may make and execute by laws and choose officers for its regulation and government; may sue and be sued, & have all other powers necessary for accomplishing the object aforesaid.

Sec. 5. And be it further enacted, that Josiah Stevens, Moses P. Durkee and Benjamin Tyler, or any two of them, may call the first meeting of said corporation, to be holden at such time and place as they may designate, by posting up notifications for that purpose at some publick place in Newport and Claremont three weeks prior to the day of meeting.

[CHAPTER 11.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A TRACT OF LAND IN THE COUNTY OF
 COOS INTO A TOWN BY THE NAME OF SHELBURNE—

[Approved December 13, 1820. Original Acts, vol. 26, p. 39; recorded Acts, vol. 21, p. 506. Session Laws, 1815-21, p. 342.]

Whereas a petition signed by a number of the Inhabitants of a tract of Land in the County of Coos praying to be incorporated into a town has been presented to the Legislature

Therefore

Be it enacted by the Senate and House of Representatives in General Court convened that all the Land and Inhabitants within the following limits, namely—Beginning at a hemlock Tree marked standing on the State Line about three quarters of a Mile South of little Ameriscoggin River, thence North eight degrees East on the State Line six Miles to a Maple Tree marked and standing on the State Line aforesaid, thence turning at right angles and running North eighty two Degrees West, six Miles to a Beech Tree marked, thence South eight Degrees West six Miles to a red Birch Tree marked, thence South eighty two Degrees East six Miles to the Hemlock Tree standing on the State Line began at—And the same are hereby incorporated into a town by the name of Shelburne, and the Inhabitants who now reside, or hereafter may reside within the before-mentioned boundaries are made and constituted a body politic and corporate, and invested with all the powers, privileges, and immunities which other towns in this State by Law are intitled to enjoy to remain a distinct town, to have continuance and succession forever—

Section 2. And be it further enacted that Moses Ingals, Jonathan Lary and Amos Chandler, or either two of them be and hereby are authorized and empowered to call a meeting of the said Inhabitants for the purpose of choosing all necessary town Officers, and either said Ingals, Lary or Chandler shall preside therein until a Moderator shall be chosen to govern said Meeting, which shall be warned by posting up notice thereof in two public places in said Shelburn fourteen days prior to the day of holding the same. And the annual Meetings for the choice of town Officers shall be holden on the second tuesday of March annually—Provided that this Act shall not in any manner operate to prevent the Proprietors and owners of Shelburne Addition from holding Proprietors Meetings and doing and transacting all such matters and things relating to the same, as if this Act had not been passed.

[CHAPTER 12.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE HANOVER AQUEDUCT ASSOCIATION.

[Approved December 13, 1820. Original Acts, vol. 26, p. 40; recorded Acts, vol. 21, p. 509.]

Sec 1. Be it enacted by the Senate and House of Representatives in General Court convened that, Benjamin I. Gilbert, Ebenezer Adams, Reuben D Mussey & Amos A. Brewster, and their associates and successors, be and thy are hereby incorporated and made a body corporate and politic forever under the name of the Hanover Aqueduct Association; and by that name may sue and prosecute, and be sued and prosecuted to final judgment and execution. and shall be and hereby are vested with all the powers and privileges which are by law incident to corporations of a similar nature.

Sec 2. And be it further enacted that Benj^a I. Gilbert or Eben^r Adams before named shall call a meeting of said Association by advertisement in the Dartmouth Herald to be holden at any suitable time and place after thirty days from the first publication of said Advertisement; and the proprietors, by vote of a majority of those present or represented at said meeting, accounting and allowing one vote to each share in all cases, shall choose a clerk who shall be sworn to the faithful discharge of the duties of said office; and shall agree on a method of calling future meetings; and at the same time, or at any future meetings, may elect such officers & make and establish such rules and by laws as to them shall seem necessary & convenient for the regulations and government of said corporation, for securing, manageing & improving the interests thereof, and for carrying into effect the purposes by this act intended; and the same by-laws may cause to be executed & annex penalties to the breach thereof, provided the said rules & bylaws are not repugnant to the constitution and laws of this State: and all representations at any meeting of said corporation shall be proved by writing signed by the person to be represented; which shall be filed with the clerk or recorded in a book or books provided and kept for that purpose:

Sec. 3. And be it further enacted, that said corporation shall have power to purchase & hold in fee simple, or otherwise, so much land as may be sufficient to enable them to convey to College plain so called in Hanover by means of an Aqueduct, the water from Mink Brook so called in said Hanover, or from any spring or springs of water in the neighbourhood of & not more than three

miles distant from Dartmouth College & to secure to them the exclusive right to such springs.

Sec. 4. And be it further enacted, that said corporation shall have power to convey the water from any such spring or springs or from said Mink brook, to said College plain and there to distribute the same, by means of an Aqueduct & cisterns to be by them built for that purpose, provided the land upon which said aqueduct & cisterns are built is owned by said corporation, or the owners of such land shall have previously consented thereto.

Sec. 5. And be it further enacted, that the share or shares of any of said proprietors may be transferred by deed duly executed and acknowledged & recorded by the clerk of said proprietors on their records—and the share or shares of any proprietor may be sold by said corporation on nonpayment of assessment duly made agreeable to the by-laws that may be agreed upon by said corporation

[CHAPTER 13.]

State of }
New Hampshire. }

AN ACT TO CONTINUE IN FORCE AN ACT, PASSED JUNE 19, 1813, ENTITLED, "AN ACT TO GRANT A LOTTERY TO ENABLE THE PROPRIETORS OF UNION CANAL TO COMPLETE THEIR WORKS ON MERRIMAC RIVER"

[Approved December 13, 1820. Original Acts, vol. 26, p. 41; recorded Acts, vol. 21, p. 511. See act referred to, *ante*, p. 232. See also acts of December 23, 1808, Laws of New Hampshire, vol. 7, p. 782; June 23, 1809, *id.*, p. 812; June 20, 1815, *ante*, p. 379. Amoskeag Manufacturing Company to have stock in company by act of July 15, 1854, Session Laws, 1853-60, p. 1477.]

Whereas unavoidable losses have happened in the progress of said lottery in consequence of the failure of the venders of the tickets, so that the amount to be raised thereby has not been realized; and whereas the time allowed for the purposes of said grant has expired:

Therefore,

Be it enacted by the Senate and House of Representatives in General Court convened, That a further time of six years from the passage hereof be allowed to accomplish the object of said grant; subject to the like regulations and conditions as in said act are specified.

[CHAPTER 14.]

State of }
New Hampshire. }

AN ACT TO ALTER THE NAME OF COMFORT CARPENTER

[Approved December 13, 1820. Original Acts, vol. 26, p. 42; recorded Acts, vol. 21, p. 512.]

Sect. 1st Be it enacted by the Senate and House of Representatives in General Court convened that Comfort Carpenter shall hereafter be known and called by the name of Jonathan Carpenter any former custom to the contrary notwithstanding

[CHAPTER 15.]

State of }
New Hampshire. }

AN ACT ALTERING THE NAME OF LEMUEL NOYES JACKMAN TO LEMUEL NOYES PATTEE.

[Approved December 13, 1820. Original Acts, vol. 26, p. 43; recorded Acts, vol. 21, p. 513.]

Be it enacted by the Senate and House of Representatives in General Court convened That from and after the passing of this act Lemuel Noyes Jackman of Goffstown in the county of Hillsborough in this State shall forever assume and be known by the name of Lemuel Noyes Pattee.

[CHAPTER 16.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE ISAAC RIDDLE, JUN^R AND OTHERS BY THE NAME OF THE PISCATAQUOG VILLAGE FIRE-ENGINE COMPANY.

[Approved December 13, 1820. Original Acts, vol. 26, p. 44; recorded Acts, vol. 21, p. 514.]

Sect. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that Isaac Riddle Jun^r, Jonathan Palmer and Mace Moulton and their associates and successors be, and they hereby are, incorporated and made a body politic by the name of the Piscataquog Village Fire Engine Company.

Sect. 2. And be it further enacted, that said corporation may

hold any estate of the value of one thousand dollars; make by-laws necessary for their regulation and government; have eighteen members exempt from military duty conformably to the present laws of the State, and possess all the powers incident to similar corporations.

Sec. 3. And be it further enacted, that said Isaa Riddle Jun^r, Jonathan Palmer and Mace Moulton, or any two of them, may call the first meeting of said corporation by posting up a notification for that purpose at some public place in said Village, ten days prior to said meeting.

Provided, nevertheless, that no member of this Company shall be exempt from military duty by virtue of this act, till said corporation shall have procured a fire-engine & been duly organized for the management of the same—

[CHAPTER 17.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE HENRY TOWLE AND HIS ASSOCIATES BY THE NAME OF THE HAVERHILL AQUEDUCT CORPORATION.

[Approved December 13, 1820. Original Acts, vol. 26, p. 45; recorded Acts, vol. 21, p. 515.]

Sec. 1st Be it enacted by the Senate and House of Representatives in General Court convened, that Henry Towle and his Associates, their successors & assigns, be, and they are hereby made & constituted a body politic & corporate by the name of the Haverhill Aqueduct Corporation, and by that name may sue and be sued, prosecute and defend to final Judgement & Execution, and by that name shall have continuance & succession for, and dureing the term of twenty years from and after the first day of January in the year of Our Lord One thousand eight hundred & twenty one

Sec 2^d And be it further enacted that the said Corporation shall have the sole and exclusive right, dureing the time aforesaid to conduct the water from the Bliss Spring, so called, to Haverhill Common, & to the houses & buildings of the several Inhabitants, who may contract with said Corporation therefor, in the Leaden Pipes of Todds patent Right—Provided nevertheless, and this grant is made on the express condition that the said Corporation shall at all times, keep the two cisterns in the places now prepared, the one on Haverhill common, and the other near the Coos Turnpike, in good and sufficient repair, and full of water to be used by the Inhabitants aforesaid for the purpose of extinguishing fires and for no other purpose—

Sec. 3^d And be it further enacted that Corporation shall have power to make all contracts, necessary to carry into full effect, the purposes of this Act, of incorporation,—to appoint all such Officers as may be necessary for the proper conduct of their corporate affairs, & to make all such rules, Regulations & Bye-Laws as may be necessary for the orderly management & government of the affairs of said Corporation—Provided the same are not inconsistent with the constitution & Laws of this state—

Sec 4th And be it further enacted that the said Henry Towle is hereby empowered to notify the first meeting of said Corporation at such time & place as he shall think expedient by publishing said notice in the Grafton & Coos Intelligencer a reasonable time previous to said meeting—

[CHAPTER 18.]

State of }
New Hampshire. }

AN ACT REGULATING THE JURISDICTION OF THE COURTS OF LAW AND ALTERING THE STYLE AND NAME OF THE COURTS OF COMMON PLEAS.

[Approved December 15, 1820. Original Acts, vol. 26, p. 46; recorded Acts, vol. 21, p. 517. Session Laws, 1815-21, p. 343. Laws, 1824 ed., p. 180. See acts of June 29, 1818, *ante*, p. 736, and December 18, 1820, *post*. See additional acts of July 3, 1822, recorded Acts, vol. 22, p. 261, and July 3, 1823, Laws, 1824 ed., p. 187.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That all the jurisdiction in civil suits and criminal prosecutions, including all appeals from judgments of Justices of the peace, and all cases where there may be a trial by Jury, now by law, vested in, or appertaining to the several Courts of Common Pleas, in this State, shall be, and the same is hereby transferred to and vested in the Superior Court of Judicature—

Sec. 2. And be it further enacted, that all civil Suits, and criminal prosecutions, including all appeals from judgments of Justices, of the peace, and all cases where there may be a trial by Jury now remaining or pending in any Court of Common Pleas, in any County in this State, and all writs, warrants, recognizances, appeals, and processes whatever, relating to any civil suit or criminal prosecution, heretofore issued or made or which shall before the first day of January next, be issued or made returnable to a Court of Common Pleas in any County, and which would have had day therein had not this act been passed, shall be transferred & returned to the Superior Court of Judicature, next to be holden in

such County and have day therein, be proceeded on, tried and determined in said Superior Court.—And that all parties and witnesses in such suits, prosecutions and proceedings, shall be held to appear in said Superior Court, in like manner as they would have been held to appear in the said Courts of Common Pleas had not this act been passed.

Sec. 3. And be it further enacted, That it shall be the duty of the several Clerks of the Courts of Common Pleas immediately after the last day of December in the present year to deliver over to the Clerks of the Superior Courts, in their respective Counties, all the records of judgments and of other proceedings and all the files of the said Courts of Common Pleas, which relate to civil suits or criminal prosecutions. And said records and files shall become and be taken and deemed to be records and files of the said Superior Court.

And the said Superior Court may issue writs of execution, scire facias, & other process to carry into effect, such judgments and proceedings. And may also issue writs of review and reverse the same, in such cases and in like manner as the said Courts of Common Pleas might have done, had not this act been passed. And the said Superior Court shall have power to reverse or vacate any of said judgments or other proceedings, in all cases, where the said Superior Court might have reversed or vacated the same, had the records thereof remained in the said Courts of Common Pleas.

Sec. 4th And be it further enacted, that the parties in all suits, hereafter to be commenced at the Superior Court of Judicature, shall have a right to one review in the same way and manner as actions are now reviewable in said Court, which have heretofore been originated in the Courts of Common Pleas.

Sec. 5th And be it further enacted that in addition to the term of the said Superior Court by law now required to be holden at Lancaster in and for the County of Coos on the first Tuesday of May, the said Superior Court shall be holden at said Lancaster in and for said County of Coos on the first Tuesday of November annually.

And the said Superior Court shall hereafter be holden at Plymouth, in and for the County of Grafton, on the second Tuesday of November annually, instead of the first Tuesday of November.

Sec. 6. And be it further enacted that instead of the fees now paid for entries there shall hereafter be paid to the Clerks of said Superior Court, for the entry of every action, suit, petition or complaint, the sum of seventy five cents; and it shall be the duty of each Clerk at the close of every term in his county, to have his account allowed and certified by a justice of said Court attending such term, and forthwith to pay to the County Treasury the ballance found due, and in default thereof, such Clerk shall be liable to attachment.

Sec. 7. And be it further enacted, That the Courts of Common Pleas shall hereafter be styled and called Courts of Sessions and by that name shall be designated in all judicial and other proceedings. And each of said Courts shall hereafter consist of a Chief Justice and four associate Justices.—And the present Chief Justices of the Courts of Common Pleas shall be Chief Justices of the Courts of Sessions to be holden in and for those Counties only, where they respectively reside. And in each of those Counties where no Chief Justice of the Courts of Common Pleas resides, a Chief Justice of the Court of sessions to be holden in and for such County, shall be appointed by the Governor and Council and commissioned as the constitution directs.—And that two suitable persons in each County, shall be appointed and commissioned associate Justices of the Court of Sessions to be holden in and for such County, and three of said Justices shall be a quorum:—

Sec. 8. And be it further enacted that the Justices of the said Courts of Sessions including the Justices of the Courts of Common Pleas in their respective Counties shall retain and exercise all the jurisdiction power and authority which before the passing of this act, appertained to the Justices of the Courts of Common Pleas, except what by this act is transferred to and vested in the Superior Court of Judicature. And the said Courts of Sessions shall be Courts of record. But no jurors shall be required to attend the same. And the said Courts of Sessions shall be holden in the Several Counties at the times and places now prescribed by law for the holding of the Courts of Common Pleas.

Sec. 9. And be it further enacted that it shall be competent for the said Courts of Sessions in any County to appoint the Clerk of the Superior Court in such County, to be Clerk of the Court of Sessions in the same County.—And thereupon it shall become the duty of such Clerk of the Superior Court to accept such appointment and perform the duties incumbent on him, as Clerk of such Court of Sessions and for his services he shall be entitled to the same compensation, as is by law allowed to the Clerks of Courts of Common Pleas, for the like services.

Sec. 10. And be it further enacted that the Justices of the said Courts of Sessions shall each have & receive from the Treasury of their respective Counties four dollars for each days attendance in Court, and ten cents a mile for their travel to and from the same, which shall be in full satisfaction for their services of whatever nature as Justices of such Courts.

Sec. 11. And be it further enacted, that all acts and parts of acts heretofore passed within the purview of this act, be and the same hereby are repealed. Provided, nevertheless, that this act shall not go into operation or take effect until the first day of January next.

[CHAPTER 19.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT TO INCORPORATE THE CHARITABLE
 FIRE SOCIETY IN DOVER.

[Approved December 16, 1820. Original Acts, vol. 26, p. 47; recorded Acts, vol. 21, p. 521. See act referred to dated November 23, 1820, *ante*, p. 921.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that John W. Hayes, James B. Varney and Andrew Peirce or any two of them may call the first meeting of the Charitable Fire Society in Dover—anything in said act to the contrary notwithstanding

[CHAPTER 20.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO, AND IN AMENDMENT OF AN ACT, ENTITLED
 AN ACT, TO PREVENT THE DESTRUCTION OF SALMON, SHAD AND
 ALEWIVES IN MERRIMACK RIVER, AND THE SEVERAL STREAMS
 FALLING INTO THE SAME, AND FOR REGULATING AND REPEALING
 CERTAIN LAWS HERETOFORE MADE FOR THAT PURPOSE, PASSED
 JUNE TWENTIETH 1811.

[Approved December 16, 1820. Original Acts, vol. 26, p. 48; recorded Acts, vol. 21, p. 521. Session Laws, 1815-21, p. 346. Laws, 1824 ed., p. 123; id., 1830 ed., p. 245. See act referred to, *ante*, p. 45; also act of June 23, 1818, *ante*, p. 685. See additional act of July 2, 1823, Laws, 1830 ed., p. 246. Partly repealed by acts of June 20, 1827, Laws, 1830 ed., p. 247, and June 28, 1831, Session Laws, 1831, Chap. 27. Repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Sec 1st Be it enacted by the Senate and House of Representatives, in General Court convened, that no person shall for the purpose of catching fish in Merrimack River, within this State, use any sein of greater length than eighteen rods, excepting at Thorntons Ferry so called; and the seine at Thorntons Ferry shall not exceed twenty rods in length.

Sec 2nd And be it further enacted that where any two seins now sweep opposite each other, or on the same ground, the proprietors of such seines shall not be entitled to fish more than two days and an half in each week, Beginning on monday morning at sun rising on each week and continuing untill wednesday noon of the same week.

Sec 3rd And be it further enacted that no two or more seins, after the passing of this Act, shall be allowed to sweep opposite each other or within eighty rods of each other up or down said River excepting at those places already occupied and now used for fishing any Law usage or custom to the contrary notwithstanding.

Sec 4th And be it further enacted, that if any person shall use any seine or occupy any fishing ground contrary to the provisions of this Act, every person so offending shall, for each and every such offence, forfeit, and pay a sum not exceeding one hundred dollars, nor less than five dollars, and cost of prosecution, to be recovered and disposed of in the same way and manner as is provided for the recovery of fines for catching and killing fish in the Act, of which this is an amendment.

[CHAPTER 21.]

State of }
New Hampshire. }

AN ACT TO CONTINUE IN FORCE AN ACT, ENTITLED, "AN ACT TO EXEMPT FROM TAXATION FOR A LIMITED TIME THE FLINT-GLASS FACTORY AT KEENE, AND CERTAIN WORKMEN EMPLOYED THEREIN FROM MILITARY DUTY," PASSED JUNE 26, 1816.

[Approved December 16, 1820. Original Acts, vol. 26, p. 49; recorded Acts, vol. 21, p. 523. See act referred to *ante*, p. 498.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the several provisions of the act aforesaid exempting from taxation the buildings and works erected at Keene by Henry Schoolcraft and Nathaniel Sprague for the purpose of carrying on the manufacture of flint and other Glass, together with three acres of land connected with said works, and a capital stock not exceeding ten thousand dollars, be extended to the present owner of said property, Justus Perry, his heirs and assigns, for and during the term of five years from the first day of June next; and that the workmen employed in said Factory, towit, one master and two common stokers, two wood dryers, one calciner, one pot-maker, and five blowers, be, and they hereby are exempted from military duty during said term of five years; provided each of said workmen, claiming this exemption, shall on or before the twentieth day of April, annually, produce to the commanding officer in whose company he may be enrolled a certificate signed by one or more of the selectmen of the town in which he resides, that he has paid the sum of two dollars as an equivalent for his exemption from military duty. And the said selectmen shall pay over to the

treasurer of the State all sums by them so received in the same manner as they are bound to do in other cases of exemption from military duty.

[CHAPTER 22.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE CERTAIN PERSONS BY THE NAME OF THE
UNION MUSICAL SOCIETY IN BROOKFIELD.

[Approved December 16, 1820. Original Acts, vol. 26, p. 50; recorded Acts, vol. 21, p. 524.]

Sec. 1. Be it enacted by the Senate and House of Representatives, in General Court convened, that James C Martin, Simon F Stanton, John H. Lock, George W. Cotton, Joseph Pitman, John P. Stanton Jun^r & John Stanton & those who may associate with them, be and they hereby are created a corporation by the name of the Union Musical Society in Brookfield, with power to sue and be sued, to make by-laws and assessments, and to hold personal estate not exceeding one thousand dollars in value.

Sec. 2. And be it further enacted that said James C. Martin, Simeon F. Stanton & John H. Lock or either two of them may call the first meeting of said corporation by posting up notifications for that purpose at two or more public places in said Brookfield ten days prior to said meeting.

[CHAPTER 23.]

State of }
New Hampshire. }

AN ACT PRESCRIBING THE NUMBER OF JUDGES OF THE COURT OF
SESSIONS IN THE COUNTY OF COOS

[Approved December 18, 1820. Original Acts, vol. 26, p. 51; recorded Acts, vol. 21, p. 525. Session Laws, 1815-21, p. 347. Laws, 1824 ed., p. 183. See act of December 15, 1820, *ante*, p. 934.]

Section 1st Be it enacted by the Senate and House of Representatives in general Court convened that the number of the Judges of the court of sessions within and for the county of Coos shall be three and no more two of whom shall form a Quorum for the transaction of the buisness of said Court any Law to the contrary notwithstanding

[CHAPTER 24.]

State of }
New Hampshire. }

AN ACT TO INSTITUTE AND PROVIDE FOR THE ORGANIZATION OF A
BOARD OF AGRICULTURE FOR THIS STATE

[Approved December 19, 1820. Original Acts, vol. 26, p. 52; recorded Acts, vol. 21, p. 526. Session Laws, 1815-21, p. 348. Laws, 1824 ed., p. 101. See additional act of June 27, 1821, Laws, 1824 ed., p. 102. Repealed by act of December 21, 1824, Session Laws, 1824, Chap. 74.]

Section 1st Be it enacted by the Senate and house of Representatives in general court convened that the several presidents of the several agricultural societies within this state with one delegate to be chosen by each of said societies shall form a board of Agriculture for this State, who on the first monday after the annual meeting of the Legislature, may convene at the Capitol in the town of Concord, or in some other place, which they may think proper to appoint, any five of whom shall form a quorum, may elect a President, secretary, and such other officers as they may think proper receive and examine all such reports and returns as have been or shall be made by the County societies within this State and select for publication such of them and such other essays relative to improvements in agriculture as they may think will conduce to the advancement of Agriculture and shall annually publish a pamphlet at the expence of the State to be distributed by means of said agricultural societies to the people of this State not exceeding one thousand copies of such pamphlet which President secretary and other Officers elected pursuant to this act shall continue in office one year and untill others shall be elected in their stead.

Section 2nd And be it further enacted that it shall be the duty of said board of Agriculture to examine into the organization of said societies and their manner of transacting their business, and to recommend such alterations and improvements therein as they may deem expedient.

[CHAPTER 25.]

State of }
New Hampshire. }

AN ACT, IN ADDITION TO AN ACT, ENTITLED, "AN ACT TO ESTABLISH A CORPORATION BY THE NAME OF THE CHESHIRE AGRICULTURAL SOCIETY—

[Approved December 21, 1820. Original Acts, vol. 26, p. 53; recorded Acts, vol. 21, p. 528. Session Laws, 1815-21, p. 348. See act referred to, dated June 20, 1816, *ante*, p. 473. See additional act of December 15, 1824, recorded Acts, vol. 22, p. 530.]

Whereas, at the annual meeting of the Cheshire agricultural society on the first wednesday of October last, it was voted by said Society, that application should be made to the General Court, to alter their act of incorporation so far as to reduce the sum annually to be paid by each member of the Society from two dollars to one dollar

Therefore,

Sectⁿ 1st Be it enacted by the Senate and House of Representatives in General Court convened, that each member of said society, shall pay annually into its treasury, on or before the day of the annual meeting thereof the sum of One Dollar instead of the sum of two dollars, as is now required to be paid by the fourth Section of the Act to which this Act is in addition

Section 2^d And be it further enacted, that this Act shall not be construed so as to have any effect until the next annual meeting of said Society.

[CHAPTER 26.]

State of }
New Hampshire. }

AN ACT EMPOWERING JEREMY NUTE, TO HAVE AND ASSUME THE NAME OF JEREMY WASHINGTON ORANGE.

[Approved December 21, 1820. Original Acts, vol. 26, p. 54; recorded Acts, vol. 21, p. 529.]

Be it enacted by the Senate and House of Representatives in General Court convened that the name of Jeremy Nute, of Milton in the County of Strafford be altered and changed to Jeremy Washington Orange, and that he be hereafter known and called by the name of Jeremy Washington Orange, and that the family name of the children of the said Jeremy, be in like manner changed and altered from Nute, to Orange: any law, usage, or custom, to the contrary, notwithstanding.

[CHAPTER 27.]

State of }
New Hampshire. }

AN ACT TO ANNEX A PART OF THE TOWN OF ALEXANDRIA TO THE TOWN OF NEWCHESTER—

[Approved December 21, 1820. Original Acts, vol. 26, p. 55; recorded Acts, vol. 21, p. 530. Session Laws, 1815-21, p. 349.]

Section 1st Be it enacted by the Senate and House of Representatives in general court convened that all that part of the town of Alexandria situated and lying within the line herein described to wit—begining at the south west corner of Lot numbered thirty seven in the first Division of Lots in said Alexandria thence Northwardly following the westwardly side line of said lot to the middle of the channel of Smiths River so called, thence westwardly following the middle of the channel of said River to Danbury line thence Southwardly following the Eastwardly side line of said Danbury to the Southeast corner of said Danbury, thence eastwardly on the dividing line between the towns of Alexandria and Newchester to the first mentioned bounds, be, and the same hereby is disannexed with the Inhabitants thereof from said town of Alexandria and annexed to the town of Newchester and that said territory shall hereafter constitute and be a part of the town of Newchester and the Inhabitants thereof shall do the same duties and enjoy the same privileges as the other Inhabitants of said Newchester, subject however to the payment of all taxes legally assessed upon them or their property by said town of Alexandria prior to the passing of this Act, provided that this Act shall not take effect untill the first day of February next

[CHAPTER 28.]

State of }
New Hampshire. }

AN ACT TO EXEMPT FROM TAXATION FOR A FURTHER TERM OF FIVE YEARS A CERTAIN AMOUNT OF THE CAPITAL STOCK OF THE ROCKINGHAM COTTON MANUFACTORY

[Approved December 21, 1820. Original Acts, vol. 26, p. 56; recorded Acts, vol. 21, p. 531. See act of incorporation, dated June 21, 1815, *ante*, p. 396.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the capital stock of the Rock-

ingham Cotton Manufactory, to an amount not exceeding twelve thousand dollars actually employed in said Factory, be & hereby is exempted from taxation for a further term of five years from & after the twenty first day of June next—

[CHAPTER 29.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PROPRIETORS OF CLAREMONT BRIDGE

[Approved December 21, 1820. Original Acts, vol. 26, p. 57; recorded Acts, vol. 21, p. 532. Session Laws, 1815-21, p. 359. See acts of July 1, 1834, recorded Acts, vol. 30, p. 269, and June 16, 1836, Session Laws, 1830-36, p. 363.]

Sec 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel Fiske, Asa Holton, Zenas Hitchcock, and their associates and successors be, and they hereby are, created a Corporation by the name of the Proprietors of Claremont Bridge.

Sec 2. And be it further enacted, that said Corporation may erect and maintain a bridge across Connecticut river at any place between the Southern limits of the grant to the Proprietors of Cornish Bridge and the Northern limits of the grant of a ferry to Oliver Ashley in said Claremont, and if said Corporation and the owner or owners of any right of ferry within the limits of this grant shall not agree on the compensation to be made for the loss that may be sustained by such owner in diminishing the income of said ferry. by erecting and forever maintaining said bridge, the Justices of the Superior Court of Judicature, on application after due notice, to such owner or owners, of such application, may appoint a committee of three persons, whose duty it shall be after a hearing of said parties, or if either shall neglect to attend after reasonable notice of the time and place of hearing, then after a hearing *ex parte*, to make a report in writing stating the notice given, the attendance or non attendance, of the parties, as the case may be, & the amount of damages and cost, and return the same to said Court. And said Corporation shall pay or tender said amount of damages and cost to the owner or owners to whom the same shall be awarded, & in case of refusal to receive the same such sum shall be paid into Court and placed in the hands of such person as the said Court shall direct for the use of such owner or owners, and said Corporation shall have no right to erect said Bridge till such payment shall have been made.

Sec. 3. And be it further enacted, that said Corporation may lay out and make a road of convenient width and in the most convenient place for publick accomodation, between the river road in said Claremont and the bridge herein contemplated, and may purchase and hold in fee simple or otherwise so much land as will be necessary for said road. And if said Corporation and the owner or owners of the land which may be taken for said road, shall not agree on the amount of damages to be paid for the same, the Justices of the Superior Court of Judicature, on application after due notice, to all parties, of such application, may authorize the Committee aforesaid, or appoint three other suitable persons, to estimate and report such damages with cost, which Committee shall, in so doing, proceed in the manner prescribed in the second Section of this act in relation to the ferry aforesaid. And said Corporation shall pay or tender such damages and cost to the owner or owners to whom the same shall be so awarded, and in case of refusal to receive the same, such sum shall be paid into Court and placed in the hands of such person as the said Court shall designate for the use of such owner or owners, and said Corporation shall have no right to make said road till such payment shall have been made.

Sec. 4. And be it further enacted, that said Corporation may make and execute such by-laws as may be necessary for its regulation, and may, conformably to the same, make such assessments as may be found necessary for accomplishing the object of this act and the same may collect by sale of the shares of delinquent Proprietors.—And at the meetings of said Corporation all questions shall be determined by a majority of the votes of the Proprietors present or represented, allowing one vote for each share; and all representations shall be authorized by writing signed by the persons represented.

Sec. 5. And be it further enacted, that said Corporation may demand, receive and recover the following toll of every person passing said bridge, and may prevent the passage of any person until the same shall have been paid; that is to say, for every foot passenger, two cents; for every horse and rider six cents; for every chaise, sulkey, chair or other two wheeled carriage of pleasure drawn by one horse, twelve and an half cents; and for each additional horse, four cents; for every chariot, phaeton, coach or other four wheeled carriage of pleasure or for passengers, drawn by two horses twenty five cents, and for each additional horse four cents; for each cart, waggon, or other carriage of burden drawn by one beast, ten cents, and for each additional beast three cents; for each pleasure sleigh drawn by one horse eight cents; and for each additional horse four cents; for every sleigh or sled of burden drawn by one beast six cents; and for each additional beast, three cents; for horses, jacks, mules or neat cattle, exclusive of those rode on or in carriages, two cents each; for sheep and swine one half cent

each, and for each team one person only shall be allowed to pass free of toll. And at all times when the Toll-gatherer does not attend his duty, the gate shall be left open.

Sec. 6. And be it further enacted that said Corporation shall be answerable for all damages, which may be sustained through insufficiency, or want of repairs in said bridge, and may also be indicted and fined as towns are by law indicted and fined for suffering highways and bridges to be out of repair.

Sec. 7. And be it further enacted, that said Samuel Fiske, Asa Holton, & Zenas Hitchcock or any two of them may call the first meeting of said corporation by posting up notifications for that purpose at some publick place in said Claremont, and at Weathersfield in the State of Vermont, fifteen days prior thereto.

Sec. 8. And be it further enacted that if said bridge shall not be completed within three years from the passing of this act, or if destroyed at any time and shall not within two years after such destruction be rebuilt, this act shall be null and void.

[CHAPTER 30.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE BEAR CAMP RIVER COMPANY.

[Approved December 21, 1820. Original Acts, vol. 26, p. 58; recorded Acts, vol. 21, p. 535.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Jeremiah Kenison and Winthrop Smart and their associates and successors be and they hereby are incorporated and made a body politic by the name of the Bear Camp River Company for the term of five years.

Sec. 2. And be it further enacted that said Company is hereby authorized and shall have the exclusive right to clear and remove from Bear Camp River within the Town of Ossipee all logs, trees, drift wood and other things which at any season tend to obstruct the free passage of mill logs and lumber of any kind down said river to Ossipee Lake, and may purchase, receive and hold any estate not exceeding two thousand dollars in value for the benefit of the Company, provided, the Company shall not appropriate logs or timber to their own use, nor shall they injure any Mill-Dam.

Sec. 3. And be it further enacted, That a toll is hereby granted to said Company according to the rates following; on all logs and other lumber, which may float or be put into that section of said river which is within the Town of Ossipee, above what is called the great jamb in said river, and the same toll may be demanded and recovered by said Company of the owner, or owners of said logs

and other lumber, and said Company may by means of booms, or otherwise, stop and detain such logs and lumber, till the toll thereon shall have been paid that is to say, on each Mill Log, one and an half cent, on masts three cents each.

Sec. 4. And be it further enacted, that if any persons shall fall trees, or put limbs or tops of trees, or any other kind of waste wood into said river, within the Town of Ossipee, which shall obstruct the passage of logs in said river, he shall forfeit and pay to said Company five dollars for each offence, to be recovered in any Court of Competent jurisdiction

Sec. 5. And be it further enacted, that said Company may assess and collect such sums as may be necessary for the purposes aforesaid and may make by-laws for their regulation and government, and said Jeremiah Kenison or Winthrop Smart may call the first meeting of said Corporation, by giving to each member six days notice in writing of the time and place of holding the same.

Sec. 6. And be it further enacted, That if said river shall not be cleared of obstructions as aforesaid within one year from the passing of this Act, and be afterwards so kept, allowing reasonable time for the removal of new obstructions, this act shall be null and void.

[CHAPTER 31.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF THE PEMIGEWASSET TURNPIKE CORPORATION.

[Approved December 21, 1820. Original Acts, vol. 26, p. 59; recorded Acts, vol. 21, p. 537. Session Laws, 1815-21, p. 355.]

Sec 1st Be it enacted by the Senate and House of Representatives in General Court convened, That Isaac Smith, William Webster, Luke Brooks, David Aldrich 2nd, David Webster Jun^r, Joseph Webster, David M. Russell, Benjamin Barron, and Stephen Grant and their associates and successors be, and they hereby are, incorporated and made a body corporate and politic forever, under the name of the Pemigewasset Turnpike Corporation, and in that name may sue and prosecute and be sued and prosecuted unto final judgment and execution; and shall be, and hereby are vested with all the privileges and powers, which by law are incident to corporations of a similar nature.

Sec 2nd And be it further enacted that the said Isaac Smith and William Webster, or either of them, shall call a meeting of said proprietors to be holden at any suitable time and place, by posting up notifications, one at least in some public place in each Town,

through which said road is contemplated to pass, at least fourteen days before the time of holding said meeting expressing the time place and design of said meeting, And the Proprietors, by a majority present, or represented at said meeting, accounting and allowing one vote to each share in all cases, shall choose a Clerk who shall be sworn to the faithfull discharge of the duties of his office, and shall agree on a method of calling future meetings; and at the same, or at any subsequent meeting, may elect such officers, and make and establish such rules and by laws, as to them shall seem necessary and convenient, for the regulation and government of said corporation, for carrying into effect the purposes aforesaid; and for collecting the tolls and duties herein after established; and the same by laws may cause to be executed and annex penalties to the breach thereof, provided said rules and by laws are not repugnant to the laws of this State. And all representations at any meeting shall be proved by a writing, signed by the person to be represented which shall be filed by the Clerk & recorded in a book, or books provided and kept for that purpose.

Sec 3rd And be it further enacted, That said Corporation are hereby empowered to lay out, make and keep in repair a Turnpike road of four rods wide, in such route or tract, as shall in the best of their judgments combine shortness of distance with the most practicable ground from the north line of Peeling to the upper Pond in Franconia notch, so called in the Town of Franconia.

Sec 4th And be it further enacted, That if the said proprietors, and the owners of land over which said road may run, shall not agree on the compensation to be made for such land, and shall not agree in appointing persons to ascertain such compensation the Justices of the superior Court, upon the application of the proprietors or the owner or owners of the land, reasonable notice having been given to the adverse party of such application, shall appoint a Committee who shall ascertain the same in the same way as compensation is made to the owners of land for highways, as usually laid out. Provided nevertheless that it shall not be lawfull for said proprietors to make such road until the damages done the owner, or owners of the land through which the same is laid out is ascertained and paid, or tender thereof made, or security given for the payment of the same to the said owner or owners thereof, to his or their satisfaction.

Sec 5th And be it further enacted, That the said Corporation may erect and fix such and so many gates or turnpikes upon and across said road as will be necessary and sufficient to collect the tolls and duties herein after granted to said Corporation from all persons travelling the same with horses, cattle, carts or carriages.

Sec 6th And be it further enacted, That it shall and may be lawful for said Company to appoint such and so many toll gatherers as they shall think proper, to collect of and from all and every person

or persons using said road the rates of toll herein after mentioned and to stop any person riding, leading or driving any horses, cattle, carts, or carriages from passing through said gates or turnpikes, until they shall respectively have paid the same; that is to say, for every mile of said road, and so in proportion for a greater or less distance, or greater or smaller number of horses, cattle or carriages (*to wit*) for every ten sheep, or swine, one half cent; for every ten neat cattle, horses, or mules, one cent; for every horse and his rider or led horse, one cent; for every sulkey, chair, or Chaise with one horse and two wheels, two cents; for every Coach, chariot, stage, phaeton or Chaise, with two horses and four wheels, three cents; for either of the Carriages last named with four horses four cents; for every other carriage of pleasure, the like sums, according to the number of wheels and horses drawing the same; for each Cart, Waggon, or other carriage of burden drawn by one beast, one cent; for the like carriages drawn by two beasts one and a half cents; if by more than two beasts, one cent for each additional yoke of oxen, or pair of horses; for each pleasure sleigh drawn by one horse one and a half cents; if drawn by two horses two cents, if drawn by more than two horses, one cent for every additional horse; for each sled or sleigh of burden drawn by one horse three fourths of a cent; if by two horses, or one yoke of oxen, one cent; if by more than two horses, or one yoke of oxen, one cent for each additional pair of horses, or yoke of oxen; and at all times when the toll gatherer does not attend his duty, the gates shall be left open. And if any person shall with his carriage, team, cattle, or horses turn off the said road to pass the said Turnpike gate on ground adjacent thereto, not being a public highway with intent to avoid the payment of the toll due by virtue of this act, such person shall forfeit and pay three times as much as the legal toll would have been. Provided that nothing in this act shall extend to entitle said Corporation to demand or receive toll of any person who is an inhabitant of any town where any gate may be erected, nor any officer or soldier of the militia under arms, going to, or from the place of duty; nor of any person going to or returning from any funeral that may have occasion to pass said gate.

Sec 7th And be it further enacted, That the said Corporation are hereby impowered to purchase and hold in fee simple so much land as will be necessary for said Turnpike road, the share or shares of any proprietor may be transferred by deed duly executed acknowledged and recorded by the Clerk of said Corporation on their records; and said shares may be sold by said Corporation on non-payment of assessments duly made agreeably to the laws of said Corporation.

Sec 8th And be it further enacted, That the said Corporation shall take no toll for any mile of said road until six hundred dollars shall have been expended thereon, reckoning a proportionate sum

on the whole number of miles from the north line of Peeling to the upper pond in Franconia notch, so called, in Franconia; nor shall any toll be taken for any mile of said road until the Justices of the Superior Court shall adjudge that said road is sufficiently made to entitle the said Corporation to receive toll; at which time said Corporation may erect gates thereon according to the provisions of this act.

Sec 9th And be it further enacted, That said Corporation may be indicted for want of repairs of said road after the toll gates are erected, and fined in the same way and manner as towns are by law fineable for suffering highways and bridges to be out of repair, and said fines may be levied on the profits of toll accruing to said Corporation. Provided, that if the said Turnpike road shall in any part be the same with any highway now used, it shall not be lawful for said Corporation to erect any gate, or turnpike upon, or across that part of said road, which is now used as a public highway; any thing herein to the contrary notwithstanding.

Sec. 10th And be it further enacted, That at the end of every six years after the setting up of any toll gate upon the road aforesaid an account of the expenditures upon said road, and the profits arising therefrom, shall be laid before the Justices of the Superior Court for the time being under the forfeiture of the privileges of this grant in future; and if the net profits for the said six years shall exceed nine per cent per annum, the said Court may reduce the future rate of toll so far as that it may not exceed nine per cent per annum; and if the said profits shall not amount to six per cent per annum, the said Court may raise the future tolls so that it shall not be less than six per cent per annum, nor more than nine per cent per annum.

Sec 11th And be it further enacted, That if in six years from the passing of this act, the said road and every part thereof shall not be completed, agreeably to the provisions of this act, every part and clause thereof shall be null and void. Provided also, that the State of Newhampshire may at any time after the passing hereof repay to the proprietors of the said road the amount of the sums expended by them thereon, with nine per cent per annum in addition thereof, deducting the toll actually received by said Corporation; in that case, the road shall, to all intents and purposes, be the property of the State of Newhampshire

Provided further, That the Legislature of this State shall have a right to adopt such measures in future, as shall by them be considered necessary, or expedient to compel the said proprietors to keep said road in repair.

[CHAPTER 32.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE A COMPANY BY THE NAME OF UPPER COOS
TURNPIKE CORPORATION.

[Approved December 21, 1820. Original Acts, vol. 26, p. 60; recorded Acts, vol. 21, p. 544. Session Laws, 1815-21, p. 350.]

Be it enacted by the Senate and House of Representatives in General Court convened, That Thomas Carlisle, John M. Tillotson, Ephraim H. Mahurin, John Williams, Richard Eastman, Charles I. Stuart, Thomas Montgomery, Samuel Greely, and David Burns and their associates and successors be, and they hereby are, incorporated and made a body corporate and politic forever under the name of the Upper Coos Turnpike Company, and in that name may sue and prosecute, and be sued and prosecuted unto final judgment and execution; and shall be and hereby are vested with all the privileges and powers, which by law are incident to Corporations of a similar nature.

Sec. 2. And be it further enacted. That the said Thomas Carlisle and John M. Tillotson, or either of them, shall call a Meeting of said proprietors to be holden at any suitable time and place by posting up notifications, one at least in some public place in each Town through which said road is contemplated to pass, at least fourteen days before the time of holding said meeting, expressing the time, place and design of said Meeting. And the proprietors by a majority present, or represented at said meeting, accounting and allowing one vote to each share in all cases, shall choose a Clerk, who shall be sworn to the faithful discharge of the duties of his office; and shall agree on a method of calling future meetings, and at the same, or at any subsequent meeting may elect such officers, and make and establish, such rules and by laws, as to them shall seem necessary and convenient for the regulation and government of said Corporation, for carrying into effect the purposes aforesaid, and for collecting the tolls and duties herein after established; And the same by laws may cause to be executed and annex penalties to the breach thereof provided said rules and by laws are not repugnant to the laws of this State. And all representations at any meeting shall be proved by a writing signed by the person to be represented, which shall be filed by the Clerk & recorded in a book, or books, provided and kept for that purpose.

Sec 3. And be it further enacted. That said Corporation are hereby empowered to lay out, make and keep in repair a Turnpike road four rods wide, in such rout or trail, as shall in the best of

their judgment, combine shortness of distance with the most practicable ground from the southerly end of the upper pond in Franconia notch, so called, in the Town of Franconia to Ammonoosuc river near Whipples Mills in Bethlehem,

Sec 4th And be it further enacted, That if the said Proprietors, and the owners of land over which said road may run, shall not agree on the compensation to be made for such land, and shall not agree in appointing persons to ascertain such compensation the Justices of the superior Court upon the application of the proprietors, or owners of the land, reasonable notice having been given to the adverse party of such application, shall appoint a committee, who shall ascertain the same in the same way, as compensation is made to the owners of land for highways as usually laid out. Provided nevertheless that it shall not be lawful for said Proprietors to make such road until the damages done the owner, or owners of the land, through which the same is laid out, are ascertained and paid, or tender thereof made, or security given for the payment of the same to the said owner or owners thereof, to his or their satisfaction.

Sec 5th And be it further enacted. That the said Corporation may erect and fix such and so many gates, or turnpikes upon and across said road, as will be necessary and sufficient to collect the toll and duties herein after granted to said Corporation from all persons travelling the same with horses, cattle, carts, or carriages.

Sec 6 And be it further enacted, That it shall and may be lawful for said Company to appoint such, and so many toll gatherers, as they shall think proper, to collect of and from all and every person, or persons, using said road, the rates herein after mentioned, and to stop any person riding, leading, or driving any horses, cattle, carts or carriages from passing through said gates or turnpikes, until they shall respectively have paid the same; that is to say, for every mile of said road, and so in proportion for a greater or less distance, or a greater or smaller number of horses, cattle, or carriages, (*to wit*) for every ten sheep or swine one half cent; for every ten neat cattle, horses, or mules, one cent; for every horse and his rider, or led horse, one cent; for every sulkey, chair or Chaise with one horse and two wheels, two cents; for every coach, chariot, Stage, Phaeton, or chaise with two horses and four wheels, three cents; for either of the carriages last mentioned with four horses, four cents; for every other carriage of pleasure the like sums, according to the number of wheels and horses drawing the same; for each cart, waggon, or other carriage of burden drawn by one beast, one cent; for the like carriages, drawn by two beasts, one and a half cents; if by more than two beasts, one cent for each additional yoke of oxen, or pair of horses; for each pleasure Sleigh drawn by one horse, one cent and a half; if drawn by two horses two cents; if drawn by more than two horses one cent for each additional

horse; for each sled, or sleigh of burden, drawn by one horse three quarters of a cent; if by two horses, or one yoke of oxen, one cent; if by more than two horses, or one yoke of oxen, one cent for each additional pair of horses, or yoke of oxen; and at all times when the toll-gatherer does not attend his duty the gates shall be left open. And if any person shall, with his carriage, team, cattle, or horses, turn off the said road to pass the said turnpike gate on ground adjoining thereto, not being a public highway with intent to avoid payment of the toll due by virtue of this act, such person shall forfeit and pay three times as much, as the legal toll would have been. Provided that nothing in this act shall extend to entitle said Corporation to demand, or receive toll of any person, who is an inhabitant of any town, wherein a gate may be erected, nor any officer, or soldier of the militia, under arms going to or from the place of Military duty; nor of any person going to or from any funeral that may have occasion to pass said gate.

Sec. 7. And be it further enacted, That the said Corporation are hereby impowered to purchase and hold in fee simple so much land as will be necessary for said turnpike road, and the share or shares of any proprietor may be transferred by Deed duly executed acknowledged and recorded by the Clerk of said Corporation on their records and said shares may be sold by said Corporation on non payment of assessments duly made agreeable to the by laws of said Corporation.

Sec 8. And be it further enacted, That the said Corporation shall take no toll for any mile of said road until six hundred dollars shall have been expended thereon, reckoning a proportionate sum on the whole number of miles from the southerly end of the upper Pond in Franconia notch, so called, in the Town of Franconia to Ammonoosuc River near Whipples Mills in Bethlehem, nor shall any toll be taken for any mile of said road until the Justices of the Superior Court shall adjudge that said road is sufficiently made to entitle the said Corporation to receive toll, at which time said Corporation may erect gates thereon according to the provisions of this act.

Sec 9. And be it further enacted, That said Corporation may be indicted for want of repairs of said road after the toll gates are erected and fined in the same way and manner as towns are by law finable for suffering highways and bridges to be out of repair and said fines may be levied on the profits and tolls accruing to said Corporation. Provided that if the said Turnpike road shall in any part be the same with any highway, now used it shall not be lawful for said Corporation to erect any Gate or turnpike upon or across that part of said road which is now used as a public highway any thing herein to the contrary notwithstanding.

Sec 10. And be it further enacted, That at the end of every six years after the setting up of any gate upon the road aforesaid an

account of the expenditures upon said road and the profits arising therefrom shall be laid before the Justices of the superior Court for the time being under the forfeiture of the privileges of this grant in future and if the net-profits for the said six years shall exceed nine per cent per annum the said Court may reduce the future rate of toll so far as that it may not exceed nine per cent per annum, and if the said profits shall not amount to six per cent per annum the said Court may raise the future toll so that it shall not be less than six per cent per annum, nor more than nine per cent per annum.

Sec 11. And be it further enacted, That if in six years from the passing of this act, the said road and every part thereof shall not be completed agreeably to the provisions of this act every part and clause thereof shall be null and void. Provided also, that the State of Newhampshire may at any time after the passing hereof repay to the proprietors of the said road the amount of the sums expended by them thereon with nine per cent per annum in addition thereto deducting the toll actually received by said Corporation, in that case the road shall to all intents and purposes be the property of the State of Newhampshire.

Provided further, That the Legislature of the State shall have a right to adopt such measures in future as shall by them be considered necessary or expedient to compel the said proprietors to keep said road in repair.

[CHAPTER 33.]

State of }
New Hampshire. }

AN ACT FOR FORMING, ARRANGING AND REGULATING THE MILITIA.

[Approved December 22, 1820. Original Acts, vol. 26, p. 61; recorded Acts, vol. 21, p. 550. Session Laws, 1815-21, p. 287. Laws, 1824 ed., p. 51. See acts of July 1, 1819, *ante*, p. 831; June 21, 1821, Session Laws, 1821, Chap. 30; June 27, 1821, Laws, 1824 ed., p. 84; June 12, 1824, *id.*, 1830 ed., p. 380, and July 3, 1822, Session Laws, 1822, Chap. 62. The fifth section of this act is referred to in act of June 30, 1821, Laws, 1824 ed., p. 86. See act of July 2, 1822, Laws, 1824 ed., p. 86, which repeals the twenty-fourth section of this act. Wholly repealed by act of January 2, 1829, *id.*, 1830 ed., p. 392.]

Section 1.—Be it enacted by the Senate and House of Representatives in General Court convened, That the several laws heretofore made, for arranging, forming and regulating the Militia, be and hereby are repealed: Provided, that all officers actually in commission agreeably to the laws hereby repealed, shall be continued in their command; and the Clerks of Companies now in office shall be continued in office and all actions or processes depending in any Court, or before any magistrate by force of said laws, and all arrests

for offences committed under said laws, and all forfeitures incurred by virtue of said laws, shall and may be carried on, tried and prosecuted to final judgment, sentence and execution, in the same manner, they would have been, had said laws not been repealed.—

Sec. 2. And be it further enacted,

1. That the companies in the town of Portsmouth shall constitute the first regiment.

2. That the companies in the towns of Dover, Somersworth Rochester, Farmington and Milton shall constitute the second regiment.

3. That the companies in the towns of Hampton, North Hampton, Hamptonfalls, Seabrook, Kensington and South Hampton shall constitute the third regiment.

4. That the companies in the towns of Exeter, Newmarket, Brentwood, Poplin, and Epping shall constitute the fourth regiment.

5. That the companies in the towns of Amherst, Merrimack, Litchfield, Mont Vernon, Milford Dunstable, Holles, Nottingham-West and Brookline, shall constitute the fifth regiment.

6. That the companies in the towns of Richmond, Winchester, Swanzey, Chesterfield and Hinsdale shall constitute the sixth regiment.

7. That the companies in the towns of Kingston East Kingston, Hawke, Newtown, Atkinson, Plaistow, Hampstead and Sandown, shall constitute the seventh regiment.

8. That the Companies in the towns of Londonderry Salem, Pelham and Windham, shall constitute the eighth regiment.

9. That the companies in the towns Manchester, Goffstown, Dunbarton, Bedford, New Boston and Weare shall constitute the ninth regiment.

10. That the Companies in the towns of Gilmanton, Gilford and Barnstead shall constitute the tenth regiment.

11. That the companies in the towns of Concord, Pembroke, Bow and Allenstown, shall constitute the eleventh regiment.

12. That the companies in the towns of Rindge, Jaffrey Fitzwilliam, Roxbury, Dublin, Marlborough, Nelson, and Troy shall constitute the twelfth regiment.

13. That the companies in the towns of Haverhill, Piermont, Orford, Wentworth, Warren and Coventry shall constitute the thirteenth regiment.

14. That the companies in the towns of Plymouth, Holderness, Rumney, Campton, Thornton, Ellsworth Peeling, the inhabitants of Lincoln on the east side of the mountain, the inhabitants of Thornton Gore and the inhabitants of Gillis's and Foss's grant, shall constitute the fourteenth regiment.

15. That the companies in the towns of Plainfield, Cornish, Claremont, and the West Company in Grantham, shall constitute the fifteenth regiment.

16. That the companies in the towns of Charlestown, Langdon, Acworth and Unity, shall constitute the sixteenth regiment.

17. That the companies in the towns of Chester, Candia, and Raymond; shall constitute the seventeenth regiment.

18. That the Companies in the towns of Nottingham, Deerfield, Epsom, Northwood, and Pittsfield, shall constitute the eighteenth regiment.

19. That the Companies in the towns of Moultonborough, Centre-Harbour, Sandwich and Tamworth, shall constitute the nineteenth regiment.

20. That the Companies in the towns of Walpole, Westmoreland, Keene, Surry, Gilsum and Sullivan, shall constitute the twentieth regiment.

21. That the companies in the towns of Boscawen, Hopkinton, Salisbury, and Andover, shall constitute the twenty first regiment.

22. That the Companies in the towns of New-Ipswich, Sharon, Mason, Peterborough, Temple, Lyndeborough, and Wilton shall constitute the twenty second regiment.

23. That the companies in the towns of Hanover, Lebanon, and Lime, shall constitute the twenty-third regiment.

24. That the companies in the towns of Lancaster, Jefferson Dalton, Northumberland, Whitefield Bretton-woods Kilkenny, Durand and Nash and Sawyer's Locations, Piercy, Stratford, Wale's Gore, Columbia, Colebrook, Stewartstown, Errol, and the College grant, shall constitute the twenty fourth regiment.

25. That the Companies in the towns of Durham, Lee, Madbury, Strafford and Barrington, shall constitute the twenty-fifth regiment.

26. That the Companies in the towns of Antrim, Deering, Henniker, Hillsborough, Windsor, Hancock, Fracestown, Greenfield, and Society-land shall constitute the twenty sixth regiment.

27. That the Companies in the towns of Wolfeborough, Tuftonborough, Ossipee, Effingham, Ossipee-Gore, and the North Company in Wakefield, shall constitute the twenty seventh regiment.

28. That the Companies in the towns of Alstead, Marlow, Lempster, Stoddard and Washington shall constitute the twenty eighth regiment.

29. That the companies in the towns of Sandbornton, Meredith and New Hampton, shall constitute the twenty ninth regiment.

30. That the companies in the towns of Warner, New London, Fishersfield, Wilmot, Bradford and Sutton, shall constitute the thirtieth regiment.

31. That the Companies in the towns of Newport, Wendell, Goshen, Croydon, Springfield, and the east Company in Grantham, shall constitute the thirty first regiment.

32. That the Companies in the towns of Bath, Lyman, Landaff, Concord, (in the County of Grafton) Littleton, Bethlehem, Franconia and that part of Lincoln on the west side of the mountain, shall constitute the thirty second regiment.

33. That the Companies in the towns of New-Durham, Alton, Middleton, Brookfield and the Southerly company in Wakefield, shall constitute the thirty third regiment.

34. That the companies in the towns of New-Chester, Bridgewater, Bristol, Alexandria, Groton Hebron, and Danbury shall constitute the thirty fourth regiment.

35. That the companies in the towns of New Castle, Rye, Greenland, Newington, and Stratham, shall constitute the thirty fifth regiment.

36. That the Companies in the towns of Eaton, Burton, Conway, Bartlett, Adams and Chatham, shall constitute the thirty sixth regiment.

37. That the companies in the towns of Canaan, Dame's Gore, Dorchester, Orange, Enfield and Grafton, shall constitute the thirty seventh regiment.

38. That the Companies in the towns of Chichester, Canterbury, Loudon and Northfield, shall constitute the thirty eighth regiment.

Sec. 3. And be it further enacted;

1. That the first, third, fourth, seventh and thirty-fifth regiments shall compose the first brigade.

2. That the second, tenth, nineteenth, twenty fifth, twenty-seventh, twenty ninth, thirty third and thirty sixth regiments shall compose the second brigade.

3. That the eighth, eleventh, seventeenth, eighteenth and thirty eighth regiments shall compose the third brigade.

4. That the fifth, ninth, twenty-first, twenty-second, twenty-sixth and thirtieth regiments shall compose the fourth brigade.

5. That the sixth, twelfth, fifteenth, sixteenth, twentieth, twenty eighth and thirty-first regiments shall compose the fifth brigade.

6. That the thirteenth, fourteenth, twenty-third, twenty fourth, thirty second, thirty fourth, and thirty seventh regiments, shall compose the sixth brigade.

And that the first and third brigades shall form the first division.

That the second and sixth brigades shall form the second division.

That the fourth and fifth brigades shall form the third division.

Sec. 4. And be it further enacted, That each and every free, able-bodied, white male citizen of this State resident therein, who now is or hereafter shall be of the age of eighteen years, and under the age of forty five years, or who may hereafter come to reside in this State, (except such as are hereinafter absolutely excused) shall severally and respectively be enrolled, in the militia by the Captain or commanding officer of the company within whose bounds such citizen shall reside; and in all cases of doubt respecting the age of any person enrolled or intended to be enrolled, if such person when enquired of by the Captain or commanding officer of any company, shall neglect to give information, or shall give false answers or information in relation to his age, with an intent to discharge him-

self from performing Military duty, such person so neglecting to give information or giving such false answers or information, shall forfeit and pay the sum of four dollars for each and every such offence, to be recovered by the Captain or Commanding officer of the company for the time being, within whose bounds such offender may reside.—in an action of debt before any Justice of the peace, against the person giving such false answers or information as aforesaid. And if such person be a Minor, then such action shall be against the master, parent or guardian of such minor; and any legal notice or warning to the citizen enrolled, as aforesaid to attend a Company or regimental muster, or training, shall be a legal notice of his enrollment.

Sec. 5. And be it further enacted, That the following persons be, and they hereby are absolutely exempted, from military duty, to wit: The Vice-President of the United States, the officers judicial and executive of the government of the United States; members of both Houses of Congress, and their officers; all custom-house officers and their clerks; all post officers and Stage drivers who are employed in the care and conveyance of the mail of the post-office of the United States; all ferrymen necessarily employed at any ferry on the post road; all inspectors of exports; all pilots; all mariners actually employed in the sea service of any citizen or merchant within the United States; the members of the executive council; the Judges of the Superior Court of judicature, and of all other Courts of record in this State; and their Clerks; the members of the Legislature and its officers while the same is in session; judges and registers of probate; registers of deeds; the attorney general; Secretary and Treasurer of the State; all officers of any College actually resident there; all preceptors of Academies, while actually employed as such; ministers of the gospel of every denomination; all officers and guards employed at the State Prison; all officers who have heretofore held, or may hereafter hold commissions in the army or navy of the United States; all officers who have heretofore held commissions in the militia of this State or any other State in the Union for the term of four years and have been regularly discharged; or who may hereafter hold commissions in the militia of this State or any other State in the Union for the term of six years and have been regularly discharged; or who have before the passing of this act, held commissions in the militia of this State part of said term of six years; and may hereafter hold said commissions so long as to complete said term of six years, and be regularly discharged, or who have been superseded and discharged; all fife or drum-majors who have held or may hereafter hold a warrant and actually have done the duty of fife or drum-major for the term of six years; fire engine men not exceeding eighteen to each engine “who shall annually produce to the Commanding officer of the company within whose limits they reside, certificates from the Selectmen

of their respective towns, that they have been legally appointed and are bound to perform the duties of engine men; and every person of the religious denomination of Quakers or Shakers who shall annually on or before the twentieth day of April procure and deliver to the commanding officer of the Company within whose bounds such quaker or shaker resides; or certificate signed by two or more of the elders or overseers, and countersigned by the clerk of the meeting or society with which he meets for worship in substance as follows:

We the Subscribers, elders (or overseers as the case may be) of the meeting or Society of _____ in the town of _____ in the County of _____ do hereby certify that _____ frequently and usually attends with said Society for public worship, is a regular member thereof, and we believe he is conscientiously scrupulous of bearing arms.

A. B.) Elders (or overseers as the

E. F. Clerk.

C. D.) case may be)

Sec. 6. And be it further enacted, that the persons after mentioned in this section, notwithstanding their being above the age of eighteen years, and under the age of forty-five years, be, and they hereby are conditionally exempted from military duty, to wit: all physicians and surgeons on whom have been conferred the degree of Doctor of Medicine, or who shall be recommended by any regular medical Society, and who shall annually pay to the Selectmen of the town in which they reside the sum of two dollars, and on or before the twentieth day of April in each year produce to the Captain or commanding officer of the Company within whose bounds they reside, a certificate of the payment of said sum; all officers who have heretofore held commissions in the Militia of this State, or any other State in the Union for a less term than four years; or who may hereafter hold commissions in the Militia of this State or any other State in the Union for a less term than six years; and be regularly discharged, and who shall annually pay to the Selectmen of the town in which they reside the sum of two dollars, and on or before the twentieth day of April in each year, produce to the Captain or Commanding officer of the Company, within whose bounds they reside, a certificate of such payment; all persons who are or may hereafter be between the ages of forty and forty five years, and who shall constantly keep themselves furnished with the arms and equipments required by this act, and shall on the first Tuesday of May in each year, carry or send said arms and equipments, for inspection to the Captain or commanding officer of the Company within whose bounds they reside at the time he inspects his Company.

Sec. 7. And be it further enacted, That each division shall be commanded by one Major General, who shall have one division inspector with the rank of Colonel, and two aids-de-camp with the

rank of major, to be by him appointed: That each brigade shall be commanded by one brigadier general, who shall have one brigade inspector who is to perform the duty of brigade major; and one brigade quartermaster each, with the rank of major, and one aid-de-camp with the rank of Captain to be appointed by the brigadier-general; and to each brigade there shall be one judge-advocate, with the rank of major to be appointed and commissioned by the governor with advice of council.

There shall be to each regiment one Colonel, one lieutenant colonel and one major; the regimental staff shall consist of one Adjutant to rank as captain; one quartermaster and one pay-master to rank as lieutenants; one chaplain one surgeon, and one surgeon's mate, to be appointed by the Colonel, and commissioned by the governor, one quarter-master serjeant, one sergeant major, one fife major and one drum-major, to be appointed by the Colonel or commandant of the regiment.

That each company of infantry shall consist of one captain, one lieutenant, and one ensign, to be appointed by the field officers and commissioned by the governor; four sergeants and four corporals, the first or orderly serjeant to be Clerk of the Company, to be appointed by the Captain and subalterns of the company, one drummer, one fifer and sixty four rank and file, the Corporals to be included in the rank and file.

That all commissioned officers on foot shall be armed with a sword, and all officers whose duty it is to be mounted, on horseback shall be armed with a sword and pair of pistols.

That all non-commissioned officers and privates belonging to the infantry shall be armed with a good firelock with a steel or iron ram-rod, priming wire and brush, bayonet-scabbard and belt, cartridge-box that will contain twenty four cartridges suited to the bore of his firelock, two spare flints, a knapsack and canteen.

That there may be to each regiment two companies of light infantry or grenadiers and no more consisting of forty-eight rank and file, to be officered and equipt in the Same manner as the infantry companies; and the field officers of any regiment may, with consent of the brigadier-general organize one company of riflemen, which may consist of thirty-six rank and file, to be officered like the infantry, and each non-commissioned officer and private, shall be armed with a good rifle and equipt as riflemen, usually are in actual service.

That there shall be to each regiment one Company of Artillery, to consist of one Captain, two Lieutenants, four Sergeants, four corporals, six gunners, six bombardiers, two drivers, one drummer, one fifer and sixteen, matrosses, to be armed with Cutlasses.

That each Company of Artillery now formed, or that may hereafter be formed, when organized, be furnished at the expense of the State, with one piece of ordinance, with carriage, harness and

apparatus complete, and one standard; that to each piece of ordnance be annually allowed twelve dollars for furnishing said piece with powder and port-fire, for hiring horses on regimental muster days and the ordinary repairs of the piece and harnesses.

That there shall be to each regiment one Company of Cavalry, to consist of one captain, two lieutenants one Cornet, four Sergeants four Corporals, two musicians, one farrier, one Saddler, and fifty privates, each of whom Shall be armed with a proper horseman's sword and a pair of pistols; and each of whom shall furnish himself with a good horse of at least fourteen and a half hands high, a good saddle and bridle, mail-pillion and valise, holsters, the caps of which shall be of bearskin, a cartridge box to contain twelve cartridges, and a pair of boots and spurs; and each company of cavalry so formed shall be furnished with a Standard of colour at the expense of the State:

Provided, that this act shall not be so construed as to affect the existence of any company of Light Infantry, Grenadiers Riflemen or Cavalry, now formed and duly organized.

That the several Companies of Light-Infantry grenadiers, riflemen, artillery and cavalry, shall be formed by voluntary enlistment from the infantry of the regiments; but no person shall hereafter be enlisted from any company of infantry which is not full unless by special permission of the field officers, which permission shall be recorded in the regimental book; nor shall any such permission be granted by which any company of infantry shall be reduced below forty two rank and file; And the said several Companies when so formed shall be under the command of the field officers of such regiment.

And it shall be the duty of any person enlisting into any of the above Companies immediately to leave with the Clerk of the Company from which he enlists a written notice of such enlistment, and if such enlistment be by permission of the field officers, a Copy of such permisison shall be left as aforesaid.

Sect. 8. And be it further enacted, That there shall be provided at the expense of this State a standard for each regiment; and when any standard or colours shall become useless the quartermaster general shall furnish new ones; and all colours shall be made of good scarlet silk, with the number of the regiment or company marked thereon with white silk by the officer receiving them.

Sec. 9. And be it further enacted, That every commanding officer of a company shall parade his company on the first Tuesday of May, annually, at one of the clock in the afternoon, for the purpose of inspecting, examining and taking an exact account of all the equipments of his men, and for noting all delinquencies of appearance and deficiencies of equipments, and for correcting his company roll, in order that a thorough inspection of each company in the State may be made. And it shall be the duty of every

commanding officer of a company to parade his company by his own order once and no more in the year for training in addition to the company inspection aforesaid; and use his best exertions in instructing and perfecting his men in their company exercise and evolutions. And whenever the commanding officer of a company shall order out his company for inspection or training, or for any regimental, brigade or division inspection or review, he shall issue his orders to one or more of the non-commissioned officers of his company, not being the orderly sergeant, requiring him or them to notify the men belonging to his company, to appear at the time and place appointed; and it shall be the duty of such non-commissioned officer, or officers, to give notice of the time and place appointed for parade of said company, to each and every man he or they shall have been ordered to notify, by delivering to each man in person, or leaving at his usual place of abode, a written or printed order; and no notice shall be legal for any company training, regimental, brigade or division inspection or review, unless the same shall be given at least four days previous to the time appointed therefor. And if any non-commissioned officer or private shall, after such notification, unnecessarily neglect to appear, he shall pay a fine of three dollars for each regimental, brigade and division muster, and two dollars for each company inspection and training. Provided always, that in case of actual or threatened invasion, insurrection or other emergency, any notice however short, shall be legal and binding. And in all cases, the return of the person who shall have received orders to notify the whole or any part of the men of any company to appear at a time and place appointed for military duty, made on the back of the order or warrant to him directed, sworn to before a justice of the peace, and recorded with the warrant in the company records, shall be received as evidence that due notice was given, unless invalidated by other testimony. And any non-commissioned officer who shall be convicted of making a false return shall be liable to the pains and penalties provided in other cases of perjury. And whenever any company shall be paraded, the commanding officer of such company is hereby authorized verbally to notify the men so paraded to appear on some future day, not exceeding thirty days from the time of such notification, and such notice shall be legal as it respects the men present.

Sec. 10. And be it further enacted, That when any non-commissioned officer shall refuse or neglect to notify and warn any of the non-commissioned officers or privates of the company to which he belongs, (being thereto ordered by his superior officer, he shall pay a fine of two dollars for each non-commissioned officer and private he shall neglect to warn, to be recovered by the captain or commanding officer of the company in an action of debt, in his

own name, in any court, or before any magistrate of competent jurisdiction.

Sec. 11. And be it further enacted, That the selectmen of the several towns and unincorporated places, shall furnish suitable rations for the refreshment of all non-commissioned officers and privates within their several towns and places; on each regimental, brigade and division muster; the rations to be furnished on the parade where such musters are; the number of men to be ascertained by a roll certified by the commanding officer of the company to which they belong; and if the selectmen of any town or place, after proper notice of such muster, shall neglect, or refuse to furnish the rations aforesaid, they shall forfeit and pay the sum of fifty cents for each non-commissioned officer or private whom they shall neglect to furnish, to be recovered by the commanding officer of the company which shall be so neglected, in any court or before any magistrate proper to try the same, to be appropriated towards defraying the expenses of said company; and the commanding officer shall furnish the soldiers on parade with the necessary rations.

Sec. 12. And be it further enacted, That any person who has already enlisted, or may hereafter enlist from any company of infantry into any company of artillery, cavalry, light infantry, grenadiers or riflemen, shall not be exempted or excused from doing military duty, in the company from which he enlisted until he is uniformed and equipt to do duty in the company into which he enlists; and if any non-commissioned officer or private of any company of artillery, cavalry, light infantry, grenadiers or refflemen, shall appear at a company or regimental muster without the uniform of the company to which he belongs, he shall forfeit one dollar to be collected in the same manner as is provided in this act for the collection of fines for non, appearance and deficiencies of equipment.

Sec. 13. And be it further enacted, That every officer, non-commissioned officer and private, shall hold his uniform, arms and equipments exempted from all suits, distresses, executions or sales for debt or the payment of taxes, and no officer, non commissioned officer, musician or private shall be arrested on any civil process, during his going to, returning from or his performance of military duty; and no officer shall be arrested on any civil process while going to, serving upon, or returning from any court martial, or court of inquiry, upon which it may be the duty of such officer to attend.

Sec. 14. And be it further enacted, That "where there is any company of artillery now formed and no—gun house provided for securing the field-piece belonging to such company, or where any company of artillery may be hereafter formed, it shall be the duty of the captain of such company to cause a suitable building to be erected to contain such piece on the ground which shall be agreed upon by the field officers of the regiment to which he belongs, first

obtaining a deed of the land on which such gun-house is to be erected, vesting the fee of the same in the State of New Hampshire, which deed shall be lodged in the office of the Secretary of the State; and such captain may present a bill for the labor and materials for erecting such gun house to the Legislature, and receive such sum as may be thought reasonable not exceeding fifty dollars. Provided however, that nothing shall be allowed for erecting a gun house, until the deed aforesaid shall be lodged in the Secretary's office as aforesaid; and provided also that the field officers of the regiment to which any gun-house may belong shall have power to remove the same, whenever in their opinion the artillery company in such regiment shall be better accommodated thereby; they first causing the title of the land to which such gun-house may be removed to be vested in the State. Provided nevertheless, that no account for any Gun house shall be allowed except the same be accompanied by a certificate from the field officers of the Regiment in which such Gun-house is erected, approving the same.

Sec. 15. And be it further enacted. That the captain-general be, and hereby is authorized to appoint such number of aids-de-camp as he may think necessary, to be commissioned with the rank of colonel.

Sec 16. And be it further enacted, That there shall be an adjutant and inspector-general to be appointed and commissioned by the governor and council, with the rank of brigadier general, who shall keep his office at the seat of government, and whose duty it shall be to distribute all orders from the commander in chief of the militia to the several corps; to attend all reviews when the commander in chief shall review the militia, or any part thereof; to obey all orders from him relative to carrying into execution and perfecting the system of military discipline established by law; to keep an orderly book and record therein all orders issued by the commander in chief; a summary of the proceedings of all general courts martial; with the orders of the governor thereon. He shall also keep a record of all appointments made and resignations accepted by the commander in chief, and shall detail all officers for general courts martial, or other special service ordered by the commander in chief. He shall on the fifteenth day of June in each year make out lists of the general, field, and staff officers of each division, and immediately transmit the same to the respective major-generals; also lists of the field officers of the several brigades, and immediately transmit them to the respective brigadier generals. He shall furnish at the expense of the State the several division inspectors, brigade-majors, adjutants of regiment and clerks of companies, with suitable blank books for keeping their records, taking a receipt for the same; furnish the several brigade-majors with blank forms, for brigade returns; furnish the adjutant of each regiment with blank warrants for non-commissioned Officers and with necessary blank

forms for all the different returns that may be required, and explain the principles on which they are to be made; and shall do and perform all other duties which by law or custom appertain to the office of adjutant and inspector general; and such compensation shall be made to him for his services from time to time by the legislature as they may think just.

Sec. 17. And be it further enacted, That it shall be the duty of each division inspector to distribute all orders as directed by the major-general or commanding officer of the division; to attend all reviews when the major general shall review the militia; and inspect the same when the division shall be called out; to keep an orderly book and record all orders and other official communications received or issued by the commanding officer of the division; and do and perform all other things which by law or custom appertain to the duties of division inspector.

Sec. 18. And be it further enacted, that it shall be the duty of the brigade-major and inspector of each brigade to distribute all orders from the brigadier general or commanding officer of his brigade to the several regiments, to attend all reviews when the brigadier general shall review the militia, and inspect the same when the brigade shall be called out—to keep an orderly book, and record all orders and other official communications received or issued by the commanding officer of the brigade; to receive from the adjutants of the several regiments in their brigades; copies of the annual returns of the strength, arms and accoutrements of their respective regiments, and keep the same on file—to consolidate them into a brigade return, record said consolidated return on his orderly book, and transmit one copy thereof to the brigadier general of his brigade, and one copy to the major-general of the division to which his brigade belongs—and to do and perform all other things which by law or custom appertain to duties of brigade inspector.

Sec. 19. And be it further enacted, That it shall be the duty of the adjutant of each regiment to distribute all orders from his colonel or commanding officer to the captain or commanding officers of the several companies; to attend the commanding officer of his regiment whenever he shall be on military duty and see that all his orders are properly executed; to carefully inspect all the companies belonging to his regiment, at their usual muster, in each year; whether said regiment be together or in divisions, to keep an orderly book and record all orders and other official communications which may be received by him or the commanding officer of the regiment, and all orders which may be issued by the colonel or commanding officer of the regiment; to receive from the captains or clerks of the several companies in the regiment the annual returns of the strength, arms and accoutrements of the respective companies, and keep such returns on file, consolidate them into a regimental return; record said consolidated return in his orderly book, and within the

time required by this act transmit one copy thereof to the adjutant-general, and one copy thereof to the brigade-major of the brigade to which the regiment belongs; to furnish the captain or commanding officer of each company in the regiment the necessary blank forms for all returns which may be required, and explain the principles on which such returns should be made; he shall under the direction of the colonel or commanding officer, keep a correct roster of the officers of his regiment, from which all details for courts martial or other service shall be made, and note the services performed by each officer; he shall also keep a register of the non-commissioned officers of his regiment with the dates of their appointments respectively; and he shall do and perform all other duties which by law or custom appertain to the office of regimental adjutant; and the several adjutants shall be allowed for making the regimental returns aforesaid the sum of two dollars to be paid by the adjutant and inspector general.

Sec. 20. And be it further enacted, That the orderly sergeant of each company, or the sergeant doing the duty of orderly sergeant, shall distribute the orders of the captain or commanding officer to the other non commissioned officers and privates of the company, and see them executed, and in an orderly book to be kept by him for that purpose, record all orders and other official communications, received by the captain or commanding officer of his company, and under the direction of his commanding officer shall, at the annual company inspections in May make out a correct return, in such form as may be prescribed, of the strength, arms and accoutrements of his company, the numbers present and absent, which return shall be signed by him countersigned by the captain, or commanding officer of the company, recorded in his orderly book, and immediately handed to the captain or commanding officer, who shall transmit the same to the adjutant of the regiment.

Sec. 21. And be it further enacted, That the several returns aforesaid shall be made within the times following, to wit: the returns of the several companies shall be made to the adjutant of the regiment within ten days from the annual training and inspection in May in each year; the regimental returns shall be made to the adjutant and inspector general within twenty five days from the said annual training; and in case any officer whose duty it shall be to make any of said returns, shall neglect so to do for a longer time than is above specified he shall forfeit and pay the sum of twenty dollars, to be recovered by the adjutant and inspector general in an action of debt, in his own name, in any court of competent jurisdiction, to be appropriated for defraying any expenses attending the militia.

Sec. 22. And be it further enacted, That the adjutant and inspector general shall immediately on receiving the several regimental returns consolidate them into a general return of the whole

militia in this State; record said consolidated return in his records, and make out and transmit one copy thereof to the commander in chief, and one copy to the secretary of war of the United States.

Sec. 23. And be it further enacted, That there shall be a quarter-master general, with the rank of brigadier general, to be appointed and commissioned by the governor and council. And it shall be his duty to furnish all camp equipage, standards, colours, music instruments, and all and every other thing which by law or custom belong to his department, or which now or may hereafter be authorized by law to be purchased for the use of the militia.

The captains or commanding officers of each company shall in the month of May in each year make out a correct return of the camp equipage, ordnance and military stores, musical instruments and public property of every name and description in their several companies, which have been furnished at the expense of the State, in such form as shall be required, together with all fines received, and whether expended or not, and if expended for what objects; and shall hand or transmit the same, accompanied with a requisition for such articles as are wanting, to the quarter master of the regiment, and the regimental quarter masters shall immediately consolidate the returns and requisitions of the several companies, according to forms which shall be furnished for that purpose, so as to exhibit an exact account of what is on hand in each company and what is required; adding thereto what is in his own keeping for the use of his regiment, and what is further required, which shall be recorded and signed by him, countersigned by the colonel or commanding officer of his regiment, and forwarded immediately to the quarter master general. The quarter-master-general shall in the month of June in each year, and at any other time when required by the commander in chief, consolidate the returns of the several regimental-quarter-masters, so as to exhibit at a view all the articles of public property in the several regiments in his own keeping; he shall also add to it an account of all articles received or purchased by him and issued to the regimental quarter masters; which shall be laid by him before the commander in chief for his information. Provided nevertheless, that in case of vacancy in the office of quarter master general or in case of his residing at a distance from the seat of government, the commander in chief shall have power to direct the adjutant and inspector general to perform the duties of quarter-master-general; and it shall be the duty of the adjutant and inspector-general to perform said duties until said vacancy shall be filled, or until said quarter master general shall reside at the seat of government. The postage, or other reasonable expense incurred in the transmission of any orders or returns, required or authorized by this act, shall be paid by the adjutant general, on such vouchers being produced as shall satisfy him that the expenditure was actually and necessarily incurred, and was just and reasonable.

Sec. 24. And be it further enacted. That the rules and regulations for the field exercise and manoeuvres of infantry compiled and adopted for the organization of the army of the United States, agreeably to a resolve of Congress passed December, one thousand eight hundred and fourteen, be received, adopted and established as the rules of discipline for the militia of this State; Provided, that where the number of companies of infantry in any regiment will not permit such regiment to be formed in order of battle or line as pointed out in said rules and regulations such regiment whin on duty shall be formed and paraded as follows, to wit. The cavalry on the extreme right, and if more than one company the oldest captain with his company on the right; the artillery on the left of the cavalry, and if more than one company the oldest captain with his company on the right; on the left of the artillery the companies of light infantry and grenadiers, the oldest captain with his company on the right; on the left of the light infantry the infantry in one battalion a follows; the oldest captain, or first in rank, with his company on the right; the second, or next in rank, with his company on the left; the third in rank with his company on the left of the right, or first captain; the fourth in rank with his company on the right of the left or second captain; and the remaining captains with their companies alternately on the left of the right and on the right of the left, verging towards the center till the whole is formed; the company of riflemen, if any, on the left of the infantry or extreme left of the regiment. The respective ranks of captains shall in all cases be determined by the date of their commissions; and when it shall happen that two or more captains have commissions of the same date, their respective ranks shall be determined by their prior pretensions or former commissions, and if they have no prior pretensions, the oldest man shall rank first. The cavalry, artillery, light infantry, infantry and riflemen shall be equally under the command of the colonel of the regiment, or in his absence of the lieutenant colonel, or in their absence of the major, or in the absence of each of them of the oldest captain, &c, and when formed in regiment, all the music, except cavalry music, shall be placed together, in such place as the commanding officer shall direct.

Sec. 25. And be it further enacted, That the field officers of each and every regiment shall form and arrange their companies in the several regiments from time to time, as they shall think the public good may require; and where there are or hereafter may be any company or companies of militia unorganized, and where suitable persons for officers cannot be found within the limits of said companies, the said field officers, may annex such persons, as are liable to do duty in a train band, to any organized company or companies contiguous thereto, as may be most convenient; and the persons so annexed shall be liable to do duty, and subjected to pen-

alties in the same manner as though they were officered by persons living within the particular town or district in which they reside.

Sec. 26. And be it further enacted. That non-commissioned officers may be reduced to the ranks for any misdemeanor, which in the opinion of the commissioned officers of the company and the commanding officer of the regiment shall deserve such punishment.

Sec. 27. And be it further enacted, that all general and field officers shall reside within the limits of their respective commands; all officers of artillery and cavalry within their respective regiments; all officers of light infantry, grenadiers and riflemen, within the limits assigned them for enlisting their respective companies; and all officers of infantry within the limits of their companies; and if any officer shall remove without such limits to reside without resigning his commission, it shall be considered a sufficient cause for an address for his removal. Provided, that where the several companies in any town shall constitute one regiment, in that case the several officers shall reside within the limits of such regiment

Sec. 28. And be it further enacted. That the colour and fashion of the uniform of the cavalry, artillery, light infantry, and grenadiers shall be determined by the field officers of the regiment in which such corps may be formed, and the colour and fashion of the uniform of the officers and soldiers of the infantry shall be determined by the commander in chief.

Sec. 29. And be it further enacted, That every non-commissioned officer and soldier shall yield entire obedience to the commands of his superior officers; and if any non-commissioned officer or soldier shall prove refractory or disobedient while on duty at any regimental muster or company training, or shall insult or abuse his officer, or either of them, or treat them with disrespect, the commanding officer present may order the offender to be immediately tried by five commissioned officers, if so many shall be present, and if not so many present, as many as there are in the field; who are empowered to punish the offender by ordering him to pay a fine not exceeding five dollars, at the discretion of the officers; and in case such offender shall refuse or neglect to pay the fine which he may be ordered to pay as aforesaid, the commanding officer present shall issue a warrant under his hand and seal, directed to one of the sergeants of the company to which such offender may belong, ordering him to arrest and imprison such offender in the common gaol in the county; and the keeper of such gaol is directed and ordered to detain such offender in prison until he shall pay the fine so ordered to be paid by him as aforesaid.

Sec. 30. And be it further enacted, That on muster days every officer shall yield due obedience to his superior officers; and if any officer shall on such days, or at any other time, refuse or neglect to obey the orders he may receive from his superior officers, respecting any matters relating to the government of the

militia, or, if any officer shall while on duty, or at any other time, be guilty of any unofficerlike or ungentlemanlike conduct or behavior, he may be tried by a court martial, and if convicted thereof, shall be cashiered, or reprimanded in orders by the officer appointing the court martial, as the members of said court shall determine; and the superior officer may immediately put such offender in arrest, and report him and his offence to the officer commanding the brigade, (if the officer is under the rank of field officer) and the commanding officer of the brigade is hereby empowered to appoint a court martial for such trial, and to approve or disapprove the sentence as he may think just; and in case the offender is of the rank of a field officer, his offence shall be reported to the major-general, or officer commanding the division, who is hereby empowered to appoint a court martial for the trial of such offender, and to approve or disapprove the sentence as aforesaid; but in case the offender shall be of the rank of a general officer, his offence shall be reported to the commander in chief who is empowered to appoint a court martial for the trial of such offender, and to approve or disapprove the sentence as aforesaid. Provided, that when any officer may hereafter be arrested, and his offence reported to the proper officer to appoint a court martial; or, when any officer may now be under arrest, and no court martial appointed for his trial; the officer whose duty it shall be to appoint said court martial, if, on examination of the report, he shall be of the opinion that the offence would not justify an arrest and trial, shall have power and authority to discharge said officer from arrest, and order him to resume his duty.

The commander in chief, shall have the right of appointing courts of inquiry and courts martial whenever he shall think it necessary.

All courts martial appointed by the commander in chief shall consist of twelve members, a president and a marshall, the president of which shall be of the rank of a major-general.

All courts martial appointed by a major-general shall consist of eight members, a president and a marshal, the president of which shall be of the rank of a colonel, or of a higher grade.

All courts martial appointed by a brigadier general shall consist of six members, a president and a marshal, the president of which shall be of the rank of a field officer.

If a general court martial is to be formed, orders shall be issued to such divisions as in the opinion of the commander in chief may most conveniently furnish the members; if a division court martial, orders shall be issued to such brigades or regiments within the division, as in the opinion of the major-general, or commanding officer of the division, may most conveniently furnish the members; if it be a brigade court martial, orders shall be issued to such regiments within the brigade, as in the opinion of the brigadier general, or officer commanding the brigade, may most conveniently furnish

the members; and whenever the commanding officer of a division, brigade or regiment, shall be ordered to furnish any officer or officers, as member or members, supernumerary or supernumeraries, of a court martial, such officer or officers shall be regularly detailed from the division, brigade or regiment by the commanding officers thereof respectively, in the following manner,: major generals by the commander in chief, or his orders, from the general roster; brigadier generals by the commanding officers of divisions from the list furnished by the adjutant general; field officers by the commanding officers of brigades from the list furnished by the adjutant general, and captains and subalterns by the commanding officers of regiments from the regimental rosters.

Whenever a court martial is ordered, the officer ordering it, shall appoint the president and marshal of the same; he may also, at his discretion—order a number of officers, not exceeding half the number of members of which the court is composed, to be detailed as supernumeraries, in addition to the members, to attend the court at the organization thereof; and in case there shall be any vacancy or vacancies, the judge-advocate shall fill such vacancy or vacancies from the supernumeraries.

Before any court martial shall proceed in the trial of any officer, the judge-advocate shall administer to the president and each of the members, separately, the following oath:

"You, A. B. do swear, that without partiality, favor, affection, prejudice, or hope of reward, you will well and truly try the cause now before you, between this State and the person (or persons, as the case may be) to be tried; and you do further swear, that you will not divulge the sentence of this court martial until it shall be approved or disapproved; and that you will not on any account, at any time whatever, discover the vote or opinion of any member, unless required to give evidence thereof, as a witness, by a court of justice in a due course of law. So help you GOD."

And the president shall administer to the judge advocate the following oath:

"You, A. B. do swear, that you will faithfully and impartially discharge your duties as judge-advocate on this occasion, as well to the State as the accused, and that you will not on any account, at any time whatever, divulge the vote or opinion of any member of this court martial, unless required to give evidence thereof, as a witness, by a court of justice in a due course of law. So help you GOD."

All persons called by summons from the president of the court martial, to give evidence, who shall refuse or unreasonably neglect to appear, or appearing, shall refuse to give evidence, shall be committed to the common gaol of the county where such court is sitting, there to remain three months unless sooner discharged therefrom by the justices of the superior court; and the president of such

court martial is to lodge the accusation against him with the prison keeper.

The judge advocate shall administer the following oath or affirmation to all witnesses required to give evidence before any court martial, or court of inquiry;

“You swear (or affirm, as the case may be) that the evidence you shall give relative to the charge now in hearing, shall be the truth, the whole truth, and nothing but the truth. So help you GOD.” (Or, this you do under the pains and penalties of perjury.” in case the witness shall affirm.

Whenever any member is challenged, either on the part of the government or the accused, the cause of the challenge must be stated in writing, of which the court after due deliberation shall determine the relevancy or validity, and decide accordingly; and no challenge to more than one member at a time shall be received by the court. On questions of challenge, the member objected to shall not vote, but the president may vote with the members, that the full number of votes may be given: and in no case shall a challenge be acted upon until the president and judge advocate and the intended members are sworn. All trials by court martial shall be carried on in the day-time, and when the votes are called for on a question, the judge advocate shall begin with the youngest in commission, and proceed regularly to the oldest: and at all courts martial unless two thirds of the members agree that the accused is guilty, the judge advocate shall record his acquittal; but if two thirds or more pronounce the accused to be guilty, the court shall sentence him either to be reprimanded in orders, or removed from office; and if any officer be sentenced to be removed from office, the court shall adjudge him to be disqualified for, and incapable of holding any military office under this State, either for life or a term of years, according to the aggravation of his offence; which sentence, either of reprimand in orders or removal from office, if approved, shall remain in full force, but the judgment of disqualification may be reversed by the commander in chief, with the advice of council. And all courts martial are hereby authorized to preserve order during their session; and if any person or persons, in presence of a court martial, shall behave in a disorderly manner, or make any tumult in, or disturb a court martial, and shall not upon command of the marshal thereof, desist therefrom, it shall be lawful for the court martial to confine such disorderly person or persons for a time not exceeding eight hours.

Sec. 31. And be it further enacted, That the commander in chief may call boards of officers whenever in his opinion they may be necessary, for settling military questions, or for other purposes relative to good order and discipline; and the commander in chief, the major-generals or officers commanding divisions, each in his own division, and the brigadier generals, or officers command-

ing brigades, each in his own brigade, may order courts of inquiry to examine into the nature of any transaction, or any accusation or imputation against any officer, when made by an inferior; provided however that all courts of inquiry on general officers, are to be ordered by the commander in chief; all courts of inquiry on field officers are to be ordered by the major generals or commanding officers of divisions; and all courts of enquiry on captains and subalterns, shall be ordered by the brigadier generals, or commanding officers of brigades; and all courts of enquiry shall consist of three officers, with the judge advocate of the brigade in which they are holden, or some other suitable person in case of his inability to attend, or any legal impediment to his acting; all of whom shall be sworn. These courts shall have the same power to summon witnesses as courts martial, and to examine them on oath; but they shall not give their opinions on the merits of the case, unless they are specially required so to do. The parties also shall be permitted to cross-examine witnesses, so as fairly to investigate the circumstances in question. The proceedings of a court of enquiry are to be authenticated by the signatures of the president and judge advocate, and are to be transmitted by the judge advocate under seal to the officer appointing the court. The judge advocate shall administer to each of the officers composing a court of enquiry the following oath:

“You, A. B. do swear that you will well and truly examine and enquire into the matter now before you, without partiality, favor, prejudice, affection or hope of reward. So help you GOD.”

After which the president shall administer to the judge advocate, the following oath:

“You, A. B. do swear that you will impartially record the proceedings of the court, and the evidence to be given in the case in hearing. So help you GOD.”

Sec. 32. And be it further enacted, That it shall be the duty of the judge advocates to attend all general, division and brigade courts martial, or courts of inquiry, holden within their respective divisions, when thereto ordered: provided nevertheless, that it shall be in the power of the commander in chief, the major generals, or commanding officers of divisions, or the brigadier generals, or commanding officers of brigades, to appoint a judge advocate pro tempore to any particular court martial or court of inquiry, appointed to be holden, in case of the inability of the judge advocate, or in case of any legal impediment to his acting. And it shall further be the duty of each judge advocate, or person officiating as such at any court martial, impartially to state the evidence both for and against the officer or officers under trial; to take accurate minutes of the evidence and of the proceedings of the court; all of which, with the judgment of the court thereupon, authenticated with his signature, and that of the president of the

court, with the papers used at the trial, or copies thereof certified by him, he shall transmit under seal to the officer whose duty it is to approve or disapprove the sentence of the court; and all motions and objections to evidence, whether on the part of the State or the accused, and the opinions of the judge advocate on questions of law made at the trial, shall be given in writing; and the statement of the complainant and the defence of the accused shall be made in writing, in order that a full view of the trial may be had by the officer, who ordered the court: and the original records of the proceedings and judgments of all courts martial, after having received the approbation or disapprobation of the officer who appointed them, shall, as soon as opportunity of time and distance will permit, after such courts martial are dissolved, be deposited in the office of the adjutant general, where they shall be carefully kept and preserved; and the officer who appointed the court martial shall be entitled to receive, upon his demand, a copy of the original records from said office, certified by said adjutant general; and the party tried by any court martial upon request made at the office of the adjutant general, by himself, or any person authorized in his behalf shall be entitled to a copy of the original record, certified as aforesaid, of the proceedings and judgment of the court martial which tried him, he paying reasonably therefor.

Sec. 33. And be it further enacted, That the fees for services rendered on courts martial or courts of inquiry, shall be as follows, towit: To the president, members, supernumeraries, judge advocate and marshal, one dollar and twenty five cents a day, each, and four cents a mile for travel to and from said court; to the judge advocate for drawing necessary papers, for copying the same or making records, twelve and a half cents for each page of two hundred and twenty four words; to the marshall for notifying members, supernumeraries, or the accused, of the time and place of trial, three cents a mile for all necessary travel out and in, and twenty three cents for each notification; for summoning witnesses, twenty three cents, each; to the marshal or sheriff for committing any person to jail for refusing to give evidence, the same fees as are allowed to sheriffs for committing in similar cases; to witnesses, the same fees as are allowed to witnesses attending the superior court of judicature; and of all services, fees, charges and contingent expenses, if any, of any court martial, a roll shall be made out by the judge advocate, specifying each item, and to whom due, and the president and judge advocate shall certify that all the fees and charges are legal, and that the contingent expenses, if any, were necessary, and the charges are reasonable; which roll shall be transmitted to his excellency the governor for the time being, who is hereby authorized, if he think said fees and charges reasonable, to draw an order on the treasurer in favor of the president of said court for the amount.

Sec. 34. And be it further enacted, That every officer to be tried by a court martial shall be put in arrest, and shall have a copy of the charges exhibited against him, and notice of the time and place appointed for his trial shall be given ten days at least before his trial is commenced; and every officer arrested as aforesaid shall be brought to trial without any unnecessary delay.

In case any officer for the trial of whom a court martial is appointed shall neglect to appear and make his defence, or, if appearing, shall afterwards withdraw in contempt of the court, or, being arraigned, before a court martial, shall from obstinacy or deliberate design stand mute, or answer foreign to the purpose, the court may proceed to trial and judgment as if he had regularly plead not guilty.

If any officer after having been put in arrest shall presume to exercise any military command until he is discharged from his arrest, he shall be liable to be tried by a court martial, and, if convicted, he shall be removed from office.

No officer shall be tried by a court martial for any offence, which shall have been committed more than one year previous to the time when a complaint shall have been made in writing therefor, unless by reason of having absented himself, or some other manifest impediment, he shall not have been amenable to justice within that period.

Sec. 35. And be it further enacted, That the commander in chief, the officers commanding divisions, brigades or regiments, may appoint military watches or guards when an invasion of the State is apprehended, in such place or places, and under such regulations as they may judge necessary; and all officers and soldiers under their command are to yield strict obedience to their orders and directions; and whenever in case of actual or threatened invasion, insurrection or other public danger or emergency, the militia shall be ordered out, or any part thereof shall be ordered to be detached or drafted, by the commander in chief, any person who shall be ordered out, detached or drafted in pursuance of, and obedience to such orders, and being thereof notified, and ordered to march to the place of rendezvous, and shall neglect or refuse to obey such orders, and shall not within twenty-four hours after he shall have been notified as aforesaid, pay a fine of fifty dollars, to the commanding officer of the company to which he belongs, or procure an able-bodied man in his stead, such person shall be considered as a soldier belonging to the detachment and dealt with accordingly: and all fines paid as aforesaid shall be appropriated to the hire of men to complete the detachment. And the officers of any detachment, ordered to be made as aforesaid, shall be regularly detailed from the rosters, and the non-commissioned officers and privates by lot from the company rolls; and when any company shall not be organized, the officer com-

manding the regiment shall, either by himself or some other under him, proceed to make and complete the detachment from such unorganized company.

Sec. 36. And be it further enacted, That the signals of an alarm are to be fixed by the captain-general, and may by him be altered from time to time, and proper notice thereof is to be given to the several officers; and if any non-commissioned officer or private shall upon the alarm being given, unnecessarily neglect to appear properly armed and equipt at such time and place as the commanding officer shall appoint, he shall pay a fine of ten dollars; and all persons serving on any military guards or watches shall be punishable for misconduct while in such service by a court martial to be appointed by the commanding officer of such guard or watch, provided he be a field officer, and in case he is not, then by the commanding officer of the regiment to which the offender belongs.

Sec. 37. And be it further enacted, That when any non-commissioned officer or private enrolled in the militia, shall think himself unable to perform military duty by reason of any infirmity or debility of body, he may apply to the surgeon or surgeon's mate of the regiment to which he belongs who shall make examination into his situation, and if such surgeon or surgeon's mate shall be of opinion that the person so applying is unable to perform military duty, and that the infirmity or debility is of such a nature that it will probably continue for any considerable time, the surgeon or surgeon's mate shall give to such non commissioned officer or private a certificate in which shall be stated the nature of the infirmity or debility, and the time for which such surgeon or surgeon's mate thinks proper to exempt such person from military duty; not exceeding two years; and such non-commissioned officer or private shall produce said certificate to the clerk of the company within the bounds of which he resides, and the clerk shall record the same on the records or orderly book of said company, and such certificate shall be a discharge of such non-commissioned officer or private for the time therein specified. And on the trial of any complaint against such non-commissioned officer or private for neglecting to perform military duty, the said certificate, or a copy thereof from the clerk's records shall be the only evidence received of such infirmity or debility of body, unless he shall first prove that he was unable by reason of such infirmity or debility to apply to the surgeon or surgeon's mate for such certificate, and that within fifteen days from the day of training or muster he was warned to attend, he left or caused to be left with the clerk of the company in which he was enrolled a written notice of his excuse, stating the infirmity or debility, and the reason why he had not procured a certificate; nor shall any non-commissioned officer or private, on the trial of any complaint against him for neglecting to attend any company training or regi-

mental review, be permitted to give in evidence any excuse whatever, unless he shall first prove that within fifteen days from the day of the training or muster he was warned to attend, he left or caused to be left with the clerk of the company in which he was enrolled a written notice of said excuse; or unless he shall first prove that he was absent from the town in which such company is formed when the notice to attend such company training or muster was left, and did not return till the fifteen days after the said training or muster were expired, and that immediately on his return he left with the clerk the written notice aforesaid; nor shall any non-commissioned officer or private be permitted on any such trial to give in evidence any excuse other than is contained in the writing left with the clerk aforesaid.

Sec. 38. And be it further enacted, That no surgeon or surgeon's mate shall demand or receive of any non-commissioned officer or private any fee or reward for any examination or certificate mentioned in the preceding section.

Sec. 39. And be it further enacted, That every commanding officer when on duty is hereby authorized to ascertain and fix necessary limits and bounds to his parade, (no road in which people usually travel to be included) within which no spectator shall have a right to enter without liberty from the commanding officer.

Sec. 40. And be it further enacted, That any keeper of a tavern, boarding house, or master or mistress of any dwelling house, who shall refuse to give information of the name or names of any person or persons residing with him or her, liable to do military duty, when applied to for that purpose, by the commanding officer of the company within the bounds of which such tavern, boarding house or dwelling-house is situated, or when applied to for that purpose by any person acting under the orders of such commanding officer; or shall give any false information upon such application, shall forfeit five dollars, to be sued for by the commanding officer of said company before any justice of the peace in the county where such offender resides.

Sec. 41. And be it further enacted, That the colonels or commanding officers of the several regiments shall assemble the officers of their respective regiments at some convenient and central place within the same, once at least in each year, armed with swords, muskets and bayonets; and it shall be the duty of the commanding officers aforesaid to instruct, or cause said officers to be instructed by some person qualified therefor in the lessons of the soldier, the squad, the platoon, the company and the battalion: the notice for such meetings to be issued to the officers in the same manner as for regimental musters.

Sec. 42. And be it further enacted, That it shall be the duty of the fife-majors and drum majors of the several regiments to assemble the fifers and drummers in their respective regiments,

once in every year, for the purpose of instructing them in martial music, to be notified in the same manner, and to have the same notice, which is required to be given to privates for company musters; and the musicians, when ordered out as aforesaid, or on regimental muster days, shall be subject to the same rules of discipline, and liable to the same fines and penalties for nonappearance and misconduct, as privates in the Militia; which fines and penalties shall be collected by the fife and drum majors, or either of them, in the same way and manner that fines are to be collected by Clerks of companies, and shall be appropriated in defraying the expences which such fife and drum majors may be at in assembling and instructing said musicians as above. And it shall be the duty of the fife majors and drum majors, in their respective regiments, on such days, and on regimental muster days, to teach, lead, and command such musicians, and to issue all such orders as they may be, by the commanding officers of their respective regiments, Authorized or required to issue for those purposes; and the commanding officers of companies composing the respective regiments, are hereby required to make returns of the names of the musicians belonging to their respective companies, to the commanding officers of the Regiments to which their companies belong at the time they make their annual returns in May; from which returns the fife and drum majors shall be furnished with a roll of the musicians annually, by the adjutants of the respective regiments. And when fife and drum majors are on duty together, the oldest by date of warrant shall command.

Sec. 43. And be it further enacted, That every commissioned officer who shall wilfully oppress or injure any under his command, or who shall at any time set on foot, or join in any combination to resist or evade the lawful orders of any commissioned officer, shall be liable to be tried by a court martial.

If any Officer shall in due course of law be convicted of any infamous crime, he shall forthwith be put in arrest and deprived of all military command until an opportunity shall be had for both houses of the legislature to address the Governor for his removal

No officer shall be permitted to resign while under arrest; and no captain or subaltern shall be permitted to resign between the first day of May, and the first day of November in each year; and no general or field officer shall be permitted to resign between the tenth day of June and the first day of November in each year

No field officer shall approve a resignation until the books, plates, and other articles in the possession of the resigning officer (belonging to the State) are delivered to the commanding officer of the regiment to which he belongs, or some other person appointed to receive them, in order that such books, plates and other articles may be delivered to his successor in Office

The captain or commanding officer of every company raised at

large, shall annually in the month of April, make out a list of the names and places of abode of the men belonging to his company, and deliver the same to the commanding officer of the regiment, within whose bounds such corps is formed.

Every person who shall enlist into any volunteer company shall be holden to do duty therein for the term of five years, unless sooner discharged by order of the commanding officer of the regiment, in which such corps is formed, or unless he arrives at the age of forty years.

The commanding officer of each regiment may, on application of any noncommissioned officer or private belonging to a volunteer company, discharge such noncommissioned officer or private from such company; of which discharge the said commanding officer shall immediately give notice to the captain of the company of Infantry within whose limits the noncommissioned officer so discharged shall reside; and such noncommissioned officer or private shall be enrolled in the infantry company as though he had not enlisted.

Any officer neglecting or refusing to make a draft or detachment, when ordered, shall be arrested and tried by a court martial; and the officer next in command shall be ordered to make the draft or detachment.

If any noncommissioned officer or private shall in the due course of law be convicted of any infamous crime, he shall be forthwith disenrolled from the militia, and the crime and discharge shall be recorded on the orderly book of the company.

The first sergeant of each company shall keep an exact roll of the company together with the state of the arms and equipments belonging to each man; which roll he shall annually revise in the month of April, and correct the same from time to time, as the alterations in the company may require; he shall assist the commanding officer in enrolling all such persons without partiality or favor, as may from time to time be liable to do military duty within his company; he shall record the appointment of all noncommissioned officers, orders and proceedings of the company in the orderly book, and keep an exact detail of all drafts and detachments; he shall keep an account in the orderly book of all fines and forfeitures with the names of the persons from whom they were collected; the time when, and the offence for which they were collected, which book shall not be alienated from the company, and shall always be open to the inspection of the officers of the company, and the field officers of the regiment to which the company belongs.

Sec. 44. And be it further enacted, That each regiment shall turn out for inspection and review once in each year, and no more; which shall be between the first day of September and the fifteenth day of October: and the respective Major Generals shall sometime in the month of July of each year issue their orders to the brigadier generals within their divisions directing them to order out the several regiments in their brigades, at such times

within the time specified in this act, as such major general may direct: and the brigadier generals receiving such orders shall, on or before the twentieth day of August of each year, in brigade orders, issue the same to the several Colonels composing their brigades, accompanied with such directions relative to their discipline as they may think proper to make; leaving it discretionary with the field officers of the respective regiments to appoint the place of meeting: and no colonel or commanding officer of a regiment shall be obliged to call out his regiment without such order. And it shall be the duty of each major general to review at least three of the regiments composing his division in each year; and the brigadier generals shall review such regiments in their brigades as shall not be reviewed, by the major generals; so that each regiment called out agreeably to the provisions of this act, shall be reviewed either by its major general or brigadier general. And in time of peace no greater body of the militia than a regiment shall be called together except by permission first obtained from the Captain General. Provided nevertheless, that the places appointed for the regimental review aforesaid shall be as central, as in the judgment of the field officers, convenience will permit, and in case any regiment shall be so extensive that it cannot be assembled without causing part of the soldiers thereof to march more than fifteen miles, the field officers of such regiment shall have power to assemble said regiments in two divisions on different days, at such places as will best convene the different parts thereof.

Sec. 45. And be it further enacted, That every Officer, non commissioned officer and private, shall constantly keep himself furnished and provided with the arms and equipments required by this act, except such private of infantry as shall not be able to provide himself; and no private shall be considered unable to provide himself with the arms and equipments required as aforesaid, unless he shall produce after the first day of April and before the first day of May annually to the commanding officer of the company to which he belongs a certificate of such inability from the overseers of the poor of the town or district where he resides; and the commanding officer of the company to which such private belongs shall forthwith lay such certificate before the selectmen of the town or district where such private resides; and it shall be the duty of such selectmen forthwith, at the expense of their respective towns or districts, to provide for every such private the arms and equipments required as aforesaid, and they shall deposit the same in some safe and convenient place, and shall permit the commanding officer of the company to which such private unable to provide himself as aforesaid belongs, to deliver such arms and equipments to such private whenever his company shall be ordered out for any Military duty; and the said commanding officer shall be responsible for the safe return of such arms and equipments to the place of deposit.

Sec. 46. And be it further enacted, That all parents, masters and guardians shall furnish all minors enrolled in the militia, who shall be under their care respectively with the arms and equipments required by this act; and if any parent, master or guardian, having any minor under his care enrolled as aforesaid, shall neglect to provide such minor with the arms and equipments required as aforesaid, he is hereby subjected and made liable to the same forfeitures as such minor would be liable to for a like deficiency or neglect, if such minor were of age; provided however, that such parents, masters or guardians, as shall produce on or before the first Tuesday of May annually, certificates from the overseers of the poor of the town or district in which they reside, of their inability to provide arms and equipments as aforesaid to the commanding officer of the company in which the minor under their care is enrolled, shall be exempted from the forfeitures aforesaid.

Sec. 47. And be it further enacted, That parents, masters and guardians shall be liable for the nonappearance and neglect of such persons as are under their care, and are liable by law to train, and are to be proceeded against for the penalty in the same manner as by this act is provided against other delinquents.

Sec. 48. And be it further enacted, That each noncommissioned officer or private who shall appear on parade not completely equipped according to Law, shall for each article with which he shall neglect to appear, pay the following sums as fines for the equipments with which he shall not be provided, to wit; a gun, eighty cents, steel or iron ramrod, twenty cents, bayonet, scabbard and belt, twenty five cents; for neglecting to have his musket and bayonet clean and in good order, fifty cents; pistol, forty cents; sword, forty cents; two spare flints, ten cents; priming wire and brush, ten cents; cartridge box capable of containing twenty four rounds, twenty five cents; knapsack, twenty cents, and canteen, ten cents; to be recovered as hereinafter pointed out.

Sec. 49. And be it further enacted, That no noncommissioned officer or private soldier shall, upon any muster day, or evening of the same day, discharge or fire off a musket or pistol, in any public road or near thereunto, or in or near to any house, or on or near the place of parade, unless leave therefor be first had from a commissioned officer, on penalty of paying for each offence so committed, the sum of two dollars, to be recovered by action, before any justice of the peace within the county where such offence shall be committed, by any person who shall sue for the same, with costs of prosecution.

If any non commissioned officer or private shall come on to any parade with his musket, rifle or pistol loaded with powder and ball, slugs or shot, he shall for such offence forfeit not less than two nor more than ten dollars: and if any non commissioned officer or private shall without leave from his officer, quit his guard, section, platoon or company, he shall for each offence forfeit not less than one, nor more than five dollars.

Sec. 50. And be it further enacted, That all fines for non-appearance, non-equipment, coming on parade without uniform, coming on parade with musket rifle or pistol loaded with powder and ball, slugs or shot, shall be prosecuted for and recovered with costs by the respective clerks of the companies to which such non-commissioned officer or officers, private or privates, incurring such fine or forfeiture, belong, in the manner following to wit:

The clerk of each company, after the expiration of fifteen days, and within sixty days after the day of any parade of the company to which he belongs, either company or regimental, shall make out and subscribe an information against the offending non commissioned officer or officers, private or privates of the company, who have not been excused by the commanding officer of the company, or who have not, within fifteen days, aforesaid, paid to such clerk the fine or forfeiture, or fines or forfeitures, which he or they, may have incurred; which information shall within the sixty days aforesaid, be left with some justice of the peace, not being at the same time a Military officer, of the county in which the offending non-commissioned officer or officers, private or privates, reside or resides, which information shall be in substance as follows, to wit:

To A. B. esquire, justice of the peace in and for the county of _____ I the subscriber, clerk of the company commanded by _____ do hereby give information against the following person [or persons, as the case may be] who being duly enrolled in said company, and being duly notified to meet with said company on the parade at or near _____ on _____ the _____ day of _____ in the year _____ at _____ o'clock _____ noon, completely armed and equipt according to law for inspection and military exercise, was [or were as the case may be] guilty of the offence and did incur the forfeiture set against his name [or their respective names, as the case may be]

Names.	offences.	Forfeitures.	Sums
A. B. non-commis-	{For unnecessarily neg-	has forfeited	
sioned officer			
C. B. private	{lecting to appear on	has forfeited	
	{said day		
E. F.	{For being deficient of	has forfeited	
	{a..... on	has forfeited	
	{said day		
G. H.	{For being guilty on said	has forfeited	
	{day of coming on to	has forfeited	
	{the field with his gun		
	{loaded with powder and	has forfeited	
	{.....		

[And in the same manner substantially all other offences are to be set forth against offending non commissioned officers and privates.]

I therefore agreeably to my oath of Office, and in compliance with the requisitions of the law in this behalf, request that you would issue a summons to each of the persons named in the above information to appear before you and show cause, if any he has, why it should not be adjudged that he pay the forfeiture set against his name, for the offence or offences which he is therein alledged to have committed.

Dated at this day of in the
year of our Lord.

A. B. Clerk of the company commanded by

And the justice to whom such information is directed, and with whom it is left, shall issue a summons to each person informed against as aforesaid, to be served at least seven days before the time appointed for showing cause; which summons shall be in substance as follows:

State of New Hampshire.

.....SS.

To the sheriff of said county, or either of his deputies,
[Seal] or either of the constables of the town of in
said county. Greeting. In the name of the State of New
Hampshire. You are required to summon C. D. of
in the county aforesaid, to appear before me E. F. one of
the justices of the peace for the county aforesaid, at
in on the day of at
oclock noon, then and there to show cause, if
any he have, why judgment should not be rendered that he
has forfeited [here insert the offence, and the time when
and place where, it was committed] Hereof fail not, and
make due return of this writ, with your doings thereon
unto myself at or before the time abovementioned.

Dated at the day of in the
year of our Lord

E. F. Justice of the peace.

And when the person summoned as aforesaid shall appear, either by himself or his attorney, he may plead the general issue, and give in evidence any matter contained in the written excuse filed with the Clerk of the company according to the provision contained in the thirty eighth section of this act; and if such person shall make default, or if judgment be rendered against him and no appeal entered, and he neglect for two days thereafter to satisfy the same with legal costs, then the said justice shall issue execution in substance as follows, to wit:

State of New Hampshire

.....SS.

To the sheriff of said county or either of his deputies, or
[Seal] either of the constables of the town of in the
same county Greeting.

Whereas A. B. clerk of the company commanded by in said county, on the day of before E. F. esquire, one of our Justices of the peace for our county aforesaid, recovered judgment against G. H. of for the sum of fine or forfeiture, and costs of prosecution, as to us appears of record, whereof execution remains to be done: We command you therefore that of the money of the said G. H. or his goods or chattels within your precinct, at the value thereof in money, you cause to be levied, paid and satisfied unto the said A. B. the aforesaid sums, being in the whole; and also, that out of the money, goods and chattels of the said G. H. you levy twenty five cents more for this writ, together with your own fees; and for want of such money, goods or chattels of the said G. H. to be by him shown unto you, or found within your precinct to the acceptance of the said A. B. for satisfying the aforesaid sums, we command you to take the body of the said G. H. and him commit unto our goal in D. and we command the keeper thereof accordingly to receive the said G. H. into our said goal, and him safely keep until he pay the full sums above mentioned with your fees, or that he be discharged by the said A. B. or otherwise by order of law. •

Hereof fail not, and make return of your doings herein unto our said justice within twenty days next coming. Witness our said justice at the day of in the year of our Lord, one thousand eight hundred and E. F. Justice peace

Sec. 51. And be it further enacted, That it shall be lawful to amend the summons issued against any noncommissioned officer or private in any stage of the proceedings in any court, without payment of costs, and the judgment of the justice may be appealed from by either party in the same way and manner as is provided in an act entitled, "An act for the relief of poor debtors, and for regulating appeals from judgments of justices of peace," passed June 30. 1818.

Sec. 52. And be it further enacted, That the clerk of each company shall retain to his own use one fourth part of all fines and forfeitures collected or received by him, and the residue he shall faithfully pay over to the commanding officer of the company on demand, and the commanding officer of the company shall give his receipt to the clerk for all money paid over to him as aforesaid. And all fines and forfeitures recovered by the captain or commanding Officer of any company by virtue of this act, together with all money paid him by the clerk as aforesaid, shall be expended in defraying the necessary expences of said company, in purchasing and repairing the musical instruments, and in instructing the musicians belonging to said company: and all fines received by selectmen shall be by them paid over to the treasurer of the State.

Sec. 53. And be it further enacted, That at the annual inspection in May, the captain of each company shall read, or cause to be read, to his company, the 4th, 9th, 10th, 11th, 12th, 13th, 20th, 26th, 29th, 37th, 38th, 39th, 43^d, 44th, 45th, 46th, 47th, 48th, 49th, 50th, 51st, and 52nd, Sections of this act.

[CHAPTER 34.]

State of }
New Hampshire. }

AN ACT FOR MAKING AND ESTABLISHING A NEW PROPORTION FOR THE ASSESSMENT OF PUBLIC TAXES AMONG THE SEVERAL TOWNS AND PLACES WITHIN THIS STATE, AND TO AUTHORIZE THE TREASURER TO ISSUE HIS WARRANTS FOR LEVYING THE SAME

[Approved December 22, 1820. Original Acts, vol. 26, p. 62; recorded Acts, vol. 21, p. 605. Session Laws, 1815-21, p. 363. Laws, 1824 ed., p. 103. See act of December 17, 1824, Session Laws, 1824, Chap. 61.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That of every thousand dollars of public Taxes hereafter to be raised, the proportion which each Town and place within this state shall pay, and for which the treasurer of this state is hereby Authorized and directed to issue his warrants, shall be as follows, to wit;

COUNTY OF ROCKINGHAM.

Allenstown one dollar twenty nine cents	1 29
Atkinson three dollars twenty one cents	3 21
Bow three dollars fifty eight cents	3 58
Brentwood four dollars fifty three cents	4 53
Candia five dollars fifty four cents	5 54
Canterbury seven dollars thirty cents	7 30
Chester nine dollars three cents	9 03
Chichester three dollars forty three cents	3 43
Concord thirteen dollars forty eight cents	13 48
Deerfield nine dollars fourteen cents	9 14
East Kingston two dollars twenty nine cents	2 29
Epping seven dollars eight cents	7 08
Epsom five dollars seventy seven cents	5 77
Exeter nine dollars ninety cents	9 90
Greenland four dollars nine cents	4 09
Hampton four dollars fifty eight cents	4 58
Hampstead three dollars eighty cents	3 80
Hampton Falls three dollars forty cents	3 40
Hawke one dollar eight eight cents	1 88

Kensington four dollars nineteen cents	4 19
Kingston three dollars sixty seven cents	3 67
Londonderry thirteen dollars twenty seven cents	13 27
Loudon seven dollars twenty six cents	7 26
New Castle one dollar thirty three cents	1 33
Newington two dollars fifty seven cents	2 57
New Market four dollars thirty three cents	4 33
Newtown one dollar eighty eight cents	1 88
Northfield five dollars	5
North Hampton three dollars seventy nine cents	3.79
Northwood five dollars seventy three cents	5 73
Nottingham five dollars nine cents	5 09
Pelham four dollars sixty nine cents	4 69
Pembroke six dollars three cents	6 03
Pittsfield five dollars thirty two cents	5 32
Plaistow two dollars thirty cents	2 30
Poplin two dollars ten cents	2 10
Portsmouth fifty four dollars thirty six cents	54 36
Raymond three dollars sixty two cents	3 62
Rye four dollars twenty eight cents	4 28
Salem four dollars ninety four cents	4 94
Sandown two dollars sixty cents	2 60
Seabrook two dollars ninety eight cents	2 98
South Hampton two dollars forty nine cents	2 49
Stratham four dollars sixty two cents	4 62
Windham three dollars fifty three cents	3 53
	<hr/>
	265.29

COUNTY OF STRAFFORD.

Alton five dollars forty one cents	5.41
Barnstead five dollars seventy five cents	5 75
Barrington six dollars fifty nine cents	6 59
Brookfield Two dollars twenty seven cents	2 27
Burton fifty seven cents	57
Center Harbor one dollar seventy five cents	1.75
Conway four dollars twenty nine cents	4 29
Dover Eleven dollars seventeen cents	11 17
Durham eight dollars seven cents	8 07
Eaton three dollars thirty one cents	3 31
Effingham four dollars sixty seven cents	4 67
Farmington five dollars forty cents	5 40
Gilmanton fourteen dollars eight cents	14 08
Gilford six dollars sixty three cents	6 63
Lee four dollars forty four cents	4 44
Madbury three dollars twenty nine cents	3 29
Meredith eight dollars sixty one cents	8.61

Middleton one dollar fifty one cents	1. 51
Milton four dollars nineteen cents	4. 19
Moultonborough four dollars thirty eight cents	4. 38
New Durham three dollars eighty two cents	3. 82
New Hampton five dollars twenty four cents	5 24
Ossipee four dollars eighty nine cents	4. 89
Ossipee Gore eighty five cents	85
Rochester eight dollars forty eight cents	8 48
Sanbornton twelve dollars thirty nine cents	12 39
Sandwich eight dollars thirty two cents	8 32
Somersworth three dollars fifty one cents	3 51
Strafford seven dollars twenty cents	7 20
Tamworth four dollars fifty one cents	4 51
Tuftonborough four dollars eighteen cents	4 18
Wakefield five dollars five cents	5 05
Wolfeborough five dollars sixty nine cents	5 69

180 50

COUNTY OF HILLSBOROUGH.

Amherst Six dollars fifty seven cents	6 57
Andover Six dollars thirty three cents	6 33
Antrim Five dollars forty one cents	5 41
Bedford Five dollars sixty three cents	5 63
Boscawen Eight dollars ninety one cents	8 91
Brookline One dollar eighty cents	1 80
Bradford Four dollars fifty two cents	4 52
Deering Five dollars eighty five cents	5 85
Dunbarton Four dollars ninety three cents	4 93
Dunstable Four dollars twenty cents	4 20
Fishersfield Two dollars eighty five cents	2 85
Francetown Seven dollars forty five cents	7 45
Goffstown Seven dollars two cents	7 02
Greenfield Three dollars seventy one cents	3 71
Hancock Five dollars twenty one cents	5 21
Henniker Seven dollars ninety seven cents	7 97
Hillsborough Seven dollars sixteen cents	7 16
Hollis Five dollars fifty two cents	5 52
Hopkinton Eleven dollars sixty three cents	11 63
Lyndeborough Four dollars thirty four cents	4 34
Litchfield One dollar ninety cents	1 90
Manchester Two dollars forty eight cents	2 48
Mason Four dollars thirty seven cents	4 37
Merrimack Four dollars thirty three cents	4 33
Milford Four dollars ninety five cents	4 95
Mont Vernon Three dollars twenty three cents	3 23
New Boston Seven dollars four cents	7 04

New Ipswich Five dollars ninety seven cents	5 97
New London Three dollars fifty two cents	3 52
Nottingham West Four dollars ninety cents	4 90
Peterborough Six dollars fifty three cents	6 53
Salisbury Ten dollars three cents	10 03
Sharon One dollar sixty six cents	1 66
Society Land Fifty six cents	56
Sutton Four dollars eighty one cents	4 81
Temple Three dollars ten cents	3 10
Warner Eight dollars five cents	8 05
Weare Eleven dollars ninety three cents	11 93
Windsor Eighty nine cents	89
Wilton Four dollars thirty four cents	4 34
Wilmot One dollar eighty cents	1 80
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	213.40

COUNTY OF CHESHIRE.

Acworth Seven dollars	7
Alstead Six dollars eighty six cents	6 86
Charlestown seven dollars one cents	7 01
Chesterfield eight dollars sixty three cents	8 63
Claremont Eleven dollars thirty cents	11 30
Cornish seven dollars sixty one cents	7 61
Croydon three dollars seventy three cents	3 73
Dublin Five dollars eleven cents	5 11
Fitzwilliam Four dollars fifty nine cents	4 59
Hinsdale Three dollars nineteen cents	3 19
Gilsum Two dollars six cents	2 06
Goshen Two dollars fifty cents	2 50
Jaffrey five dollars ninety two cents	5 92
Keene nine dollars eighty eight cents	9 88
Langdon three dollars four cents	3 04
Lempster three dollars sixty one cents	3 61
Marlborough three dollars thirty two cents	3 32
Marlow three dollars twenty six cents	3 26
Grantham three dollars fifty nine cents	3 59
Newport seven dollars sixty three cents	7 63
Nelson three dollars eighty one cents	3 81
Plainfield six dollars eighty one cents	6 81
Richmond five dollars sixteen cents	5 16
Rindge five dollars thirty nine cents	5 39
Roxbury One dollar fifty three cents	1 53
Springfield three dollars sixty two cents	3 62
Stoddard five dollars thirty eight cents	5 38
Sullivan two dollars sixty cents	2 60
Surry two dollars fifty one cents	2 51

Swanzy five dollars ninety one cents	5 91
Troy two dollars fifty one cents	2 51
Unity four dollars eighty five cents	4 85
Walpole Eleven dollars eight cents	11 08
Washington four dollars seven cents	4 07
Wendell two dollars seventeen cents	2 17
Westmoreland seven dollars eighty cents	7 80
Winchester six dollars forty eight cents	6.48

 191.51

COUNTY OF GRAFTON.

Alexandria Two dollars twenty one cents	2 21
Bath Six dollars twenty seven cents	6 27
Bethlehem One dollar fifty six cents	1 56
Bridgwater Two dollars forty cents	2 40
Bristol Two dollars seventy one cents	2 71
Campton three dollars ninety four cents	3 94
Canaan Four dollars fifty cents	4 50
Concord Three dollars seventy six cents	3 76
Coventry One dollar fourteen cents	1 14
Danbury one dollar sixty five cents	1 65
Dorchester Two dollars twenty seven cents	2 27
Dame's Gore Fourteen cents	14
Ellsworth Fifty three cents	53
Enfield Five dollars eighty four cents	5 84
Franconia One dollar twenty six cents	1 26
Grafton Three dollars sixty two cents	3 62
Groton Two dollars forty four cents	2 44
Hanover Eight dollars seventy cents	8 70
Haverhill Six dollars sixty three cents	6 63
Hebron One dollar ninety five cents	1 95
Landaff Three dollars eighteen cents	3 18
Lebanon Eight dollars one cent	8 01
Lyme Seven dollars sixty three cents	7 63
Lincoln Twelve cents	12
Littleton Three dollars eighty two cents	3 82
Lyman Four dollars forty cents	4 40
New Chester Three dollars sixty four cents	3.64
Holderness Four dollars eleven cents	4 11
Orange Seventy four cents	74
Orford six dollars thirty five cents	6 35
Peeling eighty three cents	83
Piermont Three dollars ninety two cents	3 92
Plymouth Four dollars eleven cents	4 11
Rumney Three dollars seventeen cents	3 17
Thornton Three dollars two cents	3 02

Warren Two dollars thirty nine cents	2 39
Wentworth Three dollars fifteen cents	3 15
	<hr/>
	126 11

COUNTY OF COOS.

Adams One dollar	1 00
Bartlett One dollar thirty nine cents	1 39
Bretton Woods nineteen cents	19
Cambridge Twenty cents	20
Chatham One dollar thirty four cents	1 34
Columbia One dollar eleven cents	1 11
Colebrook One dollar ninety eight cents	1 98
Dalton One dollar seventeen cents	1 17
Dixville Six cents	06
Dummer Thirty six cents	36
Durand forty eight cents	48
Errol forty two cents	42
Jefferson One dollar eleven cents	1 11
Kilkenny twenty eight cents	28
Lancaster Three dollars three cents	3 03
Maynesborough twelve cents	12
Millsfield twelve cents	12
Northumberland one dollar fifty five cents	1 55
Paulsburgh twenty three cents	23
Piercy seventy six cents	76
Stratford One dollar seventy five cents	1 75
Shelburne Addition twenty eight cents	28
Shelburne One dollar forty five cents	1 45
Stewartstown One dollar forty three cents	1 43
Success twenty four cents	24
Whitefield eighty eight cents	88
Nash and Sawyer's Location thirteen cents	13
Winslow's do. One cent	01
Hart's do. twelve cents	12
	<hr/>
	23 19

Section 2. And be it further enacted, That the same shall be the proportion for the assessment of all public taxes, until a new proportion shall be made and established; and that the treasurer for the time being, issue his warrants accordingly.

[CHAPTER 35.]

State of }
New Hampshire. }

AN ACT TO PROVIDE FOR THE SAFE KEEPING OF THE ARMS FURNISHED THIS STATE BY THE UNITED STATES.

[Approved December 22, 1820. Original Acts, vol. 26, p. 63; recorded Acts, vol. 21, p. 615.]

Be it enacted by the Senate & House of Representatives in General Court convened, That the arms furnished to this State by the United States shall be kept by the Commissary General, in some convenient place; and it shall be his duty carefully to preserve them, & keep them in good order, and make quarterly returns of their numbers and condition to the Commander in chief.

[CHAPTER 36.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE TRUSTEES OF SANDBORNTON ACADEMY.

[Approved December 22, 1820. Original Acts, vol. 26, p. 64; recorded Acts, vol. 21, p. 616.]

Section 1st Be it enacted by the Senate and House of Representatives in General Court convened, that Abraham Bodwell, John Crockett, Daniel C. Atkinson, Matthew Perkins, James Clark, Stephen Gale, Jeremiah Sandborn J^r Jeremiah Tilton, Alexander T. Clark, Peter Wadleigh, Robert Barber, Jonathan Ayers, and the principal Instructor ex-officio, and their associates and successors be and hereby are incorporated and made a body politic and corporate for the diffusion of Literature and Science by the name of the Trustees of Sandbornton Academy, and shall have and enjoy all the powers and privileges which by law are incident to similar corporations with continuance and succession forever.

Section 2nd And be it further enacted that said corporation may establish an academy in Sandbornton for the education of Youth, and may purchase, and receive by donation and hold real and personal estate to the amount of fifteen thousand dollars in value which shall be exempt from taxation. Provided that all real estate holden by said corporation by virtue of this act shall be liable to taxation whenever such real estate shall be leased by said corporation for a term exceeding thirty years

Section 3rd And be it further enacted that Daniel C. Atkinson and Alexander T. Clark or either of them are hereby authorised to call the first meeting of said corporation by notifying the members thereof fourteen days at least prior to the first meeting, when the manner of calling future meetings may be regulated and any business relating to said corporation may be transacted.

Section 4th And be it further enacted that the Legislature of this State shall have the right to alter or amend this act of incorporation whenever in the opinion thereof the public good may require it.

[CHAPTER 37.]

State of }
New Hampshire. }

AN ACT TO EXEMPT THE CAPITAL STOCK OF THE NEW HAMPSHIRE GLASS FACTORY FROM TAXATION, AND CERTAIN WORKMEN THEREIN EMPLOYED FROM MILITARY DUTY, FOR A LIMITED TIME.

[Approved December 22, 1820. Original Acts, vol. 26, p. 65; recorded Acts, vol. 21, p. 618. See act of incorporation, dated June 24, 1814, *ante*, p. 365.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the capital or joint stock of the proprietors of the New Hampshire Glass Factory, actually employed in the manufacture of window and other glass and the business necessarily connected therewith at said Factory in Keene, not exceeding the sum of fifteen thousand dollars, be, and the same hereby is exempted from taxation for and during the term of five years from the passing hereof; and that certain work men employed in said Factory, to wit, one calciner, two wood-dryers, one master and two common stokers, and eight blowers, be, and they hereby are exempted from military duty during said term of five years, provided they shall, on or before the twentieth day of April, annually, produce to the commanding officer in whose company they may be enrolled, a certificate signed by one or more of the selectmen of the town in which they reside, that the person or persons claiming such exemption have each paid the sum of two dollars as an equivalent therefor. And the said selectmen shall pay over to the Treasurer of the State all sums by them so received in the same manner they are bound to do in other cases of exemption from military duty.

[CHAPTER 38.]

State of }
New Hampshire. }

AN ACT TO EXEMPT FROM TAXATION FOR A LIMITED TIME THE CAPITAL STOCK OF THE SWANZEY FACTORY.

[Approved December 22, 1820. Original Acts, vol. 26, p. 66; recorded Acts, vol. 21, p. 620. See act of June 16, 1810, Laws of New Hampshire, vol. 7, p. 864.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the lands, buildings and machinery appertaining to the SwanzeY Factory, and the capital stock actually employed in the manufacture of cotton and other goods therein, not exceeding ten thousand dollars, be, and the same are hereby exempted from taxation for and during the term of five years from the passing hereof—

[CHAPTER 39.]

State of }
New Hampshire. }

AN ACT TO ESTABLISH A CORPORATION BY THE NAME OF THE PHOENIX COTTON & PAPER FACTORY.

[Approved December 22, 1820. Original Acts, vol. 26, p. 67; recorded Acts, vol. 22, p. 621. Name changed to Phoenix Factory, July 1, 1831, recorded Acts, vol. 28, p. 117.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel Smith and such as may hereafter associate with him, and their Successors, be, and they hereby are incorporated by the name of The Phoenix Cotton and Paper Factory; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and be known and distinguished in their acts and proceedings and in all cases whatever, and shall be and hereby vested with all the powers and privileges which by law are incident to corporations of a similar nature.

Sect. 2. And be it further enacted, That said Corporation is hereby empowered to carry on the manufacture of Cotton, Paper, and other goods, and the business necessarily connected therewith, at Peterborough in the county of Hillsborough, and may erect dams, mills, works and buildings necessary and convenient for carrying on and conducting these useful manufactures.

Sect. 3. And be it further enacted, That said Corporation is

hereby authorized to acquire by purchase or otherwise, and to hold and enjoy such real and personal estate as may be necessary or useful in conducting the business of said Factory upon its present or a more enlarged scale and the same to sell, convey and dispose of at pleasure; provided the estate held by said Corporation shall not at any time exceed one hundred thousand dollars.

Sect. 4. And be it further enacted, That the said Samuel Smith may call the first meeting of the members of said Corporation by giving ten days' personal notice, or by advertisement in some newspaper printed in the county of Hillsborough, giving at least twenty days' notice of the time, place and design of such meeting; at which they shall choose a Secretary or Clerk, who shall be sworn faithfully to discharge the duties of his office; and whose duty it shall be to record the proceedings of said Corporation, and perform such other services as the by-laws may require; And at the same, or at any subsequent meeting duly holden, the said members may agree on the manner of calling their future meetings; may divide their capital or joint stock into any number of shares, not exceeding thirty two, and agree on the manner of transferring them; may order assessments, and fix the time in which they shall be paid; elect a treasurer, agent, or agents, and such officers and servants as they may deem necessary, and prescribe their duties; pass by-laws for their regulation and government; and do and transact any business in relation to the concerns and for the benefit of said Corporation. All elections, and all other questions if required, shall be determined by a majority of votes present or represented at any meeting, accounting one vote to each share in all cases; and all representations shall be in writing signed by the person represented and filed with the secretary.

Sect. 5. And be it further enacted, That the shares in said Corporation shall be liable and holden for the payment of all assessments legally made thereon; and upon the non-payment of such assessments, or any part thereof, for the space of thirty days after the same shall have become due and payable, the treasurer may proceed in the manner prescribed in the by-laws of said Corporation to advertise and sell at public auction such delinquent shares, or so many of them as may be necessary to pay the sums due thereon with incidental charges.

Sect. 6. And be it further enacted That in addition to the land, buildings and machinery, necessary for carrying on said manufactures, the stock of said Corporation, not exceeding twenty thousand dollars, shall be, and hereby is exempted from taxation for and during the term of five years from the passing hereof.

[CHAPTER 40.]

State of }
New Hampshire. }

AN ACT TO EXEMPT FROM TAXATION, FOR A LIMITED TIME THE CAPITAL STOCK OF THE DOVER COTTON FACTORY.

[Approved December 22, 1820. Original Acts, vol. 26, p. 68; recorded Acts, vol. 22, p. 624. See acts of December 15, 1812, *ante*, p. 168, and June 21, 1820, *ante*, p. 901.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the land, buildings and machinery appertaining to the Dover Cotton Factory, and the capital stock actually employed in the manufacture of cotton and other goods therein, be, and the same hereby are exempted from taxation for and during the term of five years from the passing hereof. Provided the Capital Stock hereby exempted, shall not exceed the sum of twenty thousand dollars.

[CHAPTER 41.]

State of }
New Hampshire. }

AN ACT FOR RAISING THIRTY THOUSAND DOLLARS FOR THE USE OF THIS STATE

[Approved December 22, 1820. Original Acts, vol. 26, p. 69; recorded Acts, vol. 22, p. 625. Session Laws, 1815-21, p. 363.]

Be it enacted by the Senate and House of Representatives in General convened, That there shall be raised for the use of this State the sum of thirty thousand dollars, which sum shall be assessed, collected and paid into the Treasury on or before the first day of December, in the year of our Lord one thousand eight hundred and twenty one; and the Treasurer be, and he hereby is directed seasonably to issue his warrants to the Selectmen or Assessors of the several Towns, Parishes and Districts within this State, agreeably to the last proportion act, and the Selectmen and Assessors of the several Towns, Parishes and Districts aforesaid, are hereby respectively required to assess and levy the sums in the Treasurer's Warrants specified, and cause the same to be paid into the Treasury of this State on or before the first day of December, one thousand eight hundred and twenty one; and the Treasurer shall issue extents for all taxes that may then remain unpaid.

[CHAPTER 42.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED AN ACT TO INCORPORATE
 SUNDRY PERSONS BY THE NAME OF THE PRESIDENT, DIRECTORS
 AND COMPANY OF THE NEW-HAMPSHIRE UNION BANK—

[Approved December 22, 1820. Original Acts, vol. 26, p. 70; recorded Acts, vol. 22, p. 627. See act referred to, dated June 18, 1802, Laws of New Hampshire, vol. 7, p. 102. Repealed by act of June 28, 1821, Session Laws, 1815-21, Appendix, p. 19.]

Section 1st Be it enacted by the Senate and house of Representatives in General court convened—that the act entitled “an act to incorporate sundry persons by the name of the President, Directors & company of the New Hampshire Union Bank” shall remain and continue to be in force for the term of twenty years from and after the first day of July in the year of our Lord one thousand eight hundred and twenty two, and the said corporation shall continue and enjoy all its rights privileges and immunities, which are not inconsistent with the provisions of this act, and be subject to all its liabilities as is provided by said act for the further term of twenty years from and after the said first day of July in the year of our Lord one thousand eight hundred and twenty two.

Section 2^d—And be it further enacted—that no monies shall be loaned, or discounts made, nor shall bills or promissory notes be issued by said Bank after the said first day of July one thousand eight hundred and twenty two, unless evidence shall be furnished to the Governor of this State by the oath of the Directors of said Bank or a major part of them that the capital stock for a sum not less than one hundred thousand dollars has been actually paid in.

Section 3rd And be it further enacted—that said Bank whether its capital stock be one hundred thousand dollars or any larger sum, shall not at any time hereafter divide any portion of the same without the consent of the Legislature of this State first had and obtained.—

Section 4th And be it further enacted—that each stock holder in said Bank who shall directly or indirectly receive any dividends or dividend of said capital stock, without the consent of the Legislature, shall be liable to pay to any person or corporation having a legal claim against said Bank to the amount of the dividends or dividend he may at any time or times have so received.—

Section 5th And be it further enacted—that it shall be the duty of the Directors of said Bank semiannually and before declaring any dividend to examine the specie, notes and other property belonging to the Bank and if the amount of said property, after excluding debts known to be bad, and appraising the real estate and all other

property held by the Bank at its market cash value, there shall be an amount arising from interest or profits actually received, exceeding the amount of capital stock paid in, debts due from the Bank and bills in circulation, then the said excess may be divided and paid to the stockholders—And if the Directors neglect to make such examination, or if any part of the capital stock shall be divided, without the consent of the Legislature, the Directors of the Bank for the time such division shall be made, shall severally be liable to pay to any person having a legal claim against such Bank to twice the amount of the dividend so made.

Section 6th And be it further enacted—that the cashier of said Bank shall make oath or affirmation, that he will faithfully perform the duties of his office, and shall give bond with sufficient sureties for the performance of such duties in a sum equal to ten per cent of the capital stock paid in, which bond shall be taken for the term of one year only, but shall be renewed annually for a sum in proportion to the amount of stock.—And at the expiration of each year the Directors shall cause a new bond to be executed and an examination to be made of the manner in which such cashier shall have discharged the duties of his office, a certificate of which they shall enter upon the books of the Bank and subscribe the same—

And in case of neglect to make such examination, or record, or to cause such bond to be executed, the Directors for the time being whose duty it shall have been to have attended to the same, shall be liable to pay to the creditors of said corporation to the amount of all losses sustained by any defalcation of such cashier.

Section 7th And be it further enacted—that said Bank shall not loan money upon pledges of its own stock or the stock of any other corporation and shall in all cases require from its own stockholders the same number of endorsers or other personal security, as they do from persons not interested in said Bank.

Section 8th And be it further enacted—that said Bank shall not issue and have in circulation at any one time, bills, notes, or obligations to a greater amount than one half of the amount of the stock actually paid in—and in case any greater amount shall at any time be issued, the Directors under whose administration it may happen, shall severally be liable for the payment of the same,—provided however this act shall not be construed to exempt said corporation from being liable for and chargeable with such excess.

Section 9th And be it further enacted—that said Bank shall not issue any bills until the same are countersigned by the Secretary of this State.—

Section 10th And be it further enacted—that the Secretary of this State is hereby authorized and required to countersign bills for said Bank to an amount equal to one half the amount of the capital of said Bank actually paid in.—It shall be the duty of the Secretary to keep a record of the bills he may so countersign in pursuance of

this act, describing the denomination, date, number and amount of the same, and after the amount of one half of the stock paid in has been thus countersigned by the Secretary of the State, it shall not be lawful for him to countersign any more, except an equal amount of the old bills previously countersigned by him shall have been delivered up and destroyed in presence of one or more of the Directors of said Bank—and said Bank shall pay the Secretary therefor the sum of six dollars for every thousand bills by him so countersigned:—

Section 11th And be it further enacted—that said Bank shall be located in the town of Portsmouth, and shall not establish any branch or agency in any other place to transact the business of banking.

Section 12. And be it further enacted—that all bills issued by said Bank shall be payable on demand at said Bank, and if payment shall be refused or neglected when presented for payment at the Bank, the holder of such bill shall be entitled to two per cent. per month in addition to the amount of such bill for each months delay and the same proportion for any longer or shorter time.

Section 13th And be it further enacted—that said Bank shall be subject to the power of the Legislature, so far as the Legislature may deem proper, to examine into its conduct and condition by committees or commissioners appointed for that purpose;—and it shall be the duty of the Directors of said Bank to admit into the Bank at all times such persons as may be appointed from time to time for that purpose by the authority of the state, and shall exhibit for their inspection the various books of the Bank, and shall open the vaults and afford them any facilities necessary to the full examination of its state and condition. And if the Bank or any officer of the Bank shall hinder or prevent the persons so authorized from the discharge of their duties the Bank or the persons so preventing, shall forfeit and pay the sum of one thousand dollars—to be recovered by action of debt which the attorney general shall be required to prosecute for the State

Section 14. And be it further enacted—that said Bank shall be subject to the provisions of any general law which may be passed respecting the taxation of Bank stock or property. and the mode of collecting the same.

Section 15th And be it further enacted—that the Governor of this State shall annually appoint two persons in the county of Rockingham, whose duty it shall be in each year at such time as the Governor shall direct to visit said Bank, examine its property and books, and make return of its situation and condition to the Governor, which shall be done at the expense of the Bank.

Section 16th And be it further enacted—that the holders of the shares or stock in said Bank shall not within the time of three years next before the expiration of its charter, sell, transfer or convey

their shares or stock in said Bank. And the holders of shares or stock in said Bank when its charter shall expire, shall be chargeable in their private and individual capacities, in proportion to the stock they may respectively hold, and shall be holden for the payment and redemption of all bills which may have been issued by said Bank, and which may then remain unpaid

Section 17—And be it further enacted—that if said Bank shall violate any of the provisions of this act it shall forfeit the privileges of its charter, except so far as may be necessary to the due collection and settlement of its debts and contracts—provided however that nothing in this act shall be so construed as to impair in any manner the lawful claims and rights of any persons or corporations upon said Bank or their legal remedies.

Section 18—And be it further enacted—that for enforcing any rights or liabilities by this act for which no other remedy is provided, an action on the case may be sustained in any court proper to try the same.—

Section 19. And be it further enacted—that said Corporation shall be liable to any laws and regulations which may hereafter be adopted by the Legislature for the government of the several Banks in this State.—

Section 20. And be it further enacted—that this act shall take effect and be in force from such date prior to the second day of July one thousand eight hundred & twenty two, as shall be agreed upon by the stockholders of said Bank at any meeting duly warned for that purpose.—

[CHAPTER 43.]

State of }
New Hampshire. }

AN ACT TO EXEMPT FROM TAXATION FOR A LIMITED TIME THE CAPITAL STOCK OF THE HILLSBOROUGH COTTEN AND WOOLEN FACTORY AT HANCOCK

[Approved December 22, 1820. Original Acts, vol. 26, p. 71; recorded Acts, vol. 22, p. 634. See act of June 24, 1809, Laws of New Hampshire, vol. 7, p. 819.]

Be it enacted by the Senate and House of Representatives in General Court convened, That the land Buildings and Machinery appertaining to the Hillsborough Cotten and Woollen Factory, and the Capital stock actually employed in the Manufacture of Cotten and other goods therein, not exceeding Eight thousand Dollars be and the same is hereby exempt from taxation for and during the term of five years from the passing hereof

[CHAPTER 44.]

State of }
New Hampshire. }

AN ACT TO ANNEX THE TOWN OF STRAFFORD TO SENATORIAL DISTRICT N^o 5—

[Approved December 22, 1820. Original Acts, vol. 26, p. 72; recorded Acts, vol. 22, p. 635. Session Laws, 1815-21, p. 369. Laws, 1830 ed., p. 312.]

Be it enacted by the Senate and house of Representatives in General Court convened—that the Town of Strafford in the County of Strafford be and hereby is annexed to Senatorial District Number five—

[CHAPTER 45.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT, ENTITLED, AN ACT REGULATING LICENCED HOUSES PASSED JUNE 14TH 1791.—

[Approved December 23, 1820. Original Acts, vol. 26, p. 73; recorded Acts, vol. 22, p. 636. Session Laws, 1815-21, p. 371. Laws, 1824 ed., p. 108. See act referred to, Laws of New Hampshire, vol. 5, p. 752. Repealed, together with the act to which it refers, July 7, 1827, Laws, 1830 ed., p. 482.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, That all licences granted by the Selectmen of any Town or any Court of Sessions in this State to Taverners or Retailers, agreeably to the provisions of an Act of this State, entitled an Act regulating licenced Houses passed June the fourteenth one thousand seven hundred and ninety one, to which this Act is in addition, shall designate the particular House or Store in which the person so licenced may exercise the business of Taverner or Retailer, and no licence shall extend to, or be of any avail in any other place than that mentioned in such licence, nor for any longer time than is expressed therein

Sec. 2. And be it further enacted, That from and after the passing this act, that so often as the Selectmen of any Town in this State shall have evidence, either by their own view or otherwise, that any person is in a habit of drinking and tipling spirituous liquors to excess, in any Tavern or Store in the Town to which they belong, it shall be the duty of such Selectmen or a major part of them, to post the name of the person so drinking and tipling in every Tavern and Store in such town as a common Tipler, (whither such person belong to such town or not) forbidding all Taverners or Re-

tailers to sell to such person, or suffer him to drink in or about their Houses, Stores, Out Houses or appendages thereof, any spirituous liquors of any kind, on pain of forfeiting the penalties of the law, and if any Taverner or Retailer, shall sell to, or suffer any person, whose name is so posted to drink any Rum, Brandy, Gin or other spirituous liquors in or about his House, Store, Out Houses or appendages thereof; every person, so offending shall forfeit and pay a fine of ten dollars to be recovered in an Action of debt in any Court of competent Jurisdiction, to the use of such prosecutor.

Sec. 3. And be it further enacted, That, in all cases the fine for the breach of the Act to which this is in addition shall be ten dollars, instead of forty shillings, as is provided by said Act, and may be recovered by Bill, Plaint or information in any Court of competent Jurisdiction, in which case one half of the fine shall go to the Complainant or informant; or it may be recovered by any person who will sue for the same in an Action of debt; in which case the fine shall go to the prosecutor.

Sec. 4. And be it further enacted, That it shall be the duty of the Selectmen of every town in this State, carefully to inspect, enquire into and prosecute for all breaches of this Act, and of the Act to which this is in addition

[CHAPTER 46.]

State of }
New Hampshire. }

AN ACT IN ADDITION TO AN ACT ENTITLED "AN ACT FOR REGULATING TOWNS AND THE CHOICE OF TOWN OFFICERS—

[Approved December 23, 1820. Original Acts, vol. 26, p. 74; recorded Acts, vol. 22, p. 639. Laws, 1824 ed., p. 46. See act referred to dated February 8, 1791, Laws of New Hampshire, vol. 5, p. 587. See also acts of July 1, 1819, *ante*, p. 820, and July 3, 1823, Session Laws, 1823, Chap. 60. Repealed by act of June 26, 1827, Laws, 1830 ed., p. 444.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened—that when Selectmen of different towns in this State in perambulating the times [lines] of their several towns, disagree in renewing and establishing the boundaries and lines of such Towns, the Court of Sessions for the County in which such town is situated are authorized on petition to them for that purpose to settle and establish such disputed line and renew the bounds and marks of the same.

And the Court of Sessions shall cause the towns interested to be notified of any application, to them for this purpose before any further proceedings be had—upon which they may proceed to examine said disputed lines either by themselves or by committee by

them appointed and the judgment of said Court, upon the same, shall be recorded at large, and shall be of the same force and effect as would have been the agreement of the Selectmen of the said towns

Sec. 2. And be it further enacted, That when said disputed lines are between towns in different counties, application shall be made to the Court in that County in which the senior town is situated.

Sec. 3. And be it further enacted that said Court may order either or both towns to pay the cost of said application, examination, and judgment as they may deem just.

[CHAPTER 47.]

State of }
New Hampshire. }

AN ACT TO INCORPORATE THE PROPRIETORS OF THE NEW-IPSWICH WATER-LOOM FACTORY.

[Approved December 23, 1820. Original Acts, vol. 26, p. 75; recorded Acts, vol. 22, p. 641.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That Samuel Appleton, Benjamin Champney, Charles Barrett, their Associates and Successors, be, and they hereby are incorporated by the name of The New-Ipswich Water-Loom Factory; and by that name may sue and be sued, prosecute and defend to final judgment and execution, and be known and distinguished in their acts and proceedings, and in all cases whatever; and shall be, and hereby are vested with all the powers and privileges which are by law incident to corporations of a similar nature.

Sect. 2. And be it further enacted, That said Corporation is hereby empowered to carry on the manufacture of Cotton and Woolen goods, and such other branches of business as shall be necessary or conveniently connected therewith at New-Ipswich in the county of Hillsborough, and may erect such mills, dams, works and buildings as may be necessary for carrying on and conducting these useful manufactures.

Sect. 3. And be it further enacted, That said Corporation is hereby authorized to acquire by purchase or otherwise, and to hold and enjoy such real and personal estate as may be necessary or useful in conducting the business of said Factory upon its present, or a more enlarged scale, and the same to sell, convey and dispose of at pleasure: provided, that the estate held by said Corporation shall not at any time exceed one hundred thousand dollars.

Sect. 4. And be it further enacted, That the persons above named, or any two of them, may call the first meeting of the proprietors of said Factory, by giving at least seven days' personal notice,

or by advertisement in some newspaper printed in the county of Hillsborough, giving at least twenty days' notice of the time, place and design of such meeting; at which they shall choose a Secretary, or Clerk, who shall be sworn faithfully to discharge the duties of said office, and whose duty it shall be to record the proceedings of said Corporation, and perform such other services as may be required by the by-laws thereof; and at the same, or at any subsequent meeting duly holden, the said proprietors may agree on the manner of calling future meetings; may divide their capital or joint stock into any number of shares, not exceeding thirty two, and agree on the manner of transferring them; may elect a treasurer, agent or agents, and such other officers and servants, as may be deemed necessary, and prescribe their respective duties; may order assessments, and fix the time of their payment; may pass by-laws for their regulation and government, and may do and transact any other business in relation to the concerns and for the benefit of said Corporation. All elections, and all other questions if required, shall be determined by a majority of votes present or represented at any meeting, accounting and allowing one vote to each share in all cases; and all representations shall be in writing, signed by the person represented, and filed with the Secretary.

Sect. 5. And be it further enacted, That the shares in said Corporation shall be liable and holden for all assessments legally made thereon; and upon the non-payment of such assessments, or any part thereof for the space of thirty days after the same shall have become due and payable, the treasurer may proceed in the manner prescribed in the by-laws of said Corporation to advertize and sell at public auction such delinquent shares, or so many of them as may be necessary to pay the sums due thereon with incidental charges.

Sect. 6. And be it further enacted, That for the purpose of encouraging the manufacture of cotton and woolen goods in said Factory, the capital stock thereof actually employed in said manufactures, and in such other manufactures as are necessarily connected therewith, not exceeding twenty thousand dollars, shall be, and hereby is exempted from taxation for the term of five years from the passing hereof.—

[CHAPTER 48.]

State of }
New Hampshire. }

AN ACT REGULATING FEES AND REPEALING CERTAIN ACTS RELATIVE
 TO THE SAME.

Approved December 23, 1820. Original Acts, vol. 26, p. 76; recorded Acts, vol. 22, p. 644. Session Laws, 1815-21, p. 326. Laws, 1824 ed., p. 90; id., 1830 ed., p. 315. See additional acts of July 2, 1831, Session Laws, 1831, Chap. 41, and July 4, 1839, id., 1837-41, Chap. 449. This act repeals acts of December 16, 1796, Laws of New Hampshire, vol. 6, p. 381; December 31, 1805, id., vol. 7, p. 487; December 16, 1812, *ante*, p. 183; June 19, 1813, id., p. 231; November 5, 1813, id., p. 273; December 24, 1816, id., p. 580; June 27, 1817, id., p. 647; June 29, 1818, id., p. 739; July 1, 1819, id., p. 826, and June 22, 1820, id., p. 910. Partly repealed by acts of July 6, 1826, Session Laws, 1826, Chap. 53; July 3, 1829, Laws, 1830 ed., p. 323, and January 13, 1837, Session Laws, 1830-36, Chap. 292. Wholly repealed by act of December 23, 1842. See Revised Statutes (1842), Chap. 230.]

Section 1. Be it enacted by the Senate and House of Representatives in General Court convened, That the act entitled "an act regulating fees," passed December 16, 1796, and the act entitled "an act to regulate the taxing of bills of cost in actions before Justices of the peace, in certain cases" passed December 31, 1805, and the act entitled an act in addition to an act entitled an act regulating fees" passed December 16, 1812, and the act entitled "an act in addition to an act entitled an act regulating fees," passed December 16, 1796, and the act entitled an act in addition to an act entitled an act regulating fees passed December 16, 1796," passed December 24, 1816, and the act entitled "an act in addition to and amendment of an act entitled an act regulating fees passed June 27, 1817, and the act entitled an act in addition to an act entitled an act for the regulating fees passed the 16th day of December 1796," passed June 29, 1818, and the act entitled an act in addition to an act entitled an act regulating fees; passed December 16, 1796, passed July 1, 1819, and the act entitled "an act in addition to an act entitled an act regulating fees passed June 22, 1820, and all other acts or parts of acts inconsistent with the provisions hereof, be and they are hereby repealed.— Provided nevertheless that offences against the several acts hereby repealed, which were committed previous to the passing of this act, may be prosecuted and punished in the same manner as they might have been had not said acts been repealed.

Sec. 2. And be it further enacted that the fees of the several officers and other persons hereinafter mentioned shall be as follows to wit:

FEES OF THE JUSTICES OF THE PEACE IN CIVIL CAUSES.

For every writ of summons or writ of attachment with summons	.17 cents
For every writ of subpoena	10

For the entry of every action or complaint including filing papers, entering judgment, and appearance and recording	50
For every execution	17
For granting an appeal	17
For entering satisfaction of a judgment on record	10
In taking affidavits out of Court, for swearing each witness and making the caption	34
For writing each page of the Deposition	17
For the Justices travel to swear witnesses, for every ten miles actual travel at the rate of	34
The Justices fees for travel and taking affidavits, and the witnesses travel and attendance shall be certified by the Justice in the affidavit, otherwise the justice shall not be allowed any thing for his fees.	
For taking affidavits in perpetuum rei memoriam the same fees to each Justice as for the taking other depositions,	
For taking and certifying the acknowledgement of any deed or other instrument	17
but if there be more than one person who shall acknowledge the same instrument, and the acknowledgement be made at different times, then for each time of taking and certifying	17
For granting warrant of appraisement and swearing the appraisers	25
For every actual trial upon issue joined either upon matters of law or fact	50
For administering oaths in all cases and certifying the same except the oaths of office administered to town officers and oaths administered to witnesses in the trial of cases before the Justice	17
For every summons to the party for collection of military fines	25

FEES OF JUSTICES OF THE PEACE IN CRIMINAL CAUSES

For every warrant founded on a complaint for any offence	25
For drawing a complaint	50
For granting an appeal	17
For every recognizance	17
For taking bail of persons committed in criminal cases, for each offender,	34
For every examination	34
For every entry of a complaint and judgment thereon	50

For warrant of Commitment and every other warrant except those above mentioned	50
and for every adjournment	17
In cases of forcible entry and detainer.	
The Justices for every days attendance each	1.00
To the witnesses and parties the same as in other cases.	
To the Jurors for their attendance, per day	60
and the same travel as jurors of the Superior Court.	
To the Sheriff per day,	1.00

FEES FOR COPYING AND RECORDING.

To the Secretary of the State, the Clerk of the Superior Court of Judicature, Clerk of the Court of Sessions, Justices of the peace register of deeds, register of probate town Clerks, notaries public, Sheriffs and all other persons whose duty it may be by law to give any copies or to record any proceedings other than such for which particular fees are or shall be established, there shall be allowed, for every page so recorded or copied, reckoning two hundred and twenty four words for a page, twelve cents and an half	12 1/2
and any part less than a page eight cents	8
For every certificate on a copy of the whole case	10

FEES AT THE SUPERIOR COURT.

ENTRY AND CLERK'S FEES.

For the entry of every action petition appeal or complaint at the Superior Court instead of the sum heretofore by law required there shall be paid into the hands of the Clerk,	1.20
out of which the Clerk shall have,	.30
in full compensation for making said entries and for recording the judgment, taxing cost, filing papers, entering satisfaction of judgment and for all other services for which specific fees are not herein established.	
For a blank writ and summons or a blank writ of summons there shall be paid to the clerk {	.10
for a writ of review or scire facias,	.50
for a writ of possession	.40
for a writ of habeas corpus	.17
for execution	.17
for a writ of protection or subpoena	10
for entering a continuance	5
for discharging a recognizance,	10
for certifying in Court the proof of a deed,	17

ATTORNEY'S FEES.

There shall be allowed in every bill of cost taxed for the Plaintiff in the Superior Court the cause originating there, for the writ including the blank 1.34

For the defendant recovering cost, in said Court, and to the party whether Plaintiff or Defendant recovering cost on an appeal from a justice of the peace there shall be taxed 1.10

For every complaint entered at the Superior Court including drawing the Complaint 1.34

In every case of appearance by the defendant the prevailing party shall be allowed an attorney's fee of, 1.34

ATTORNEY'S FEES IN JUSTICE'S COURTS.

For drawing a writ triable before a Justice of the peace .50

For pleading for a defendant or drawing a complaint for discontinuance of an action, .50

PARTIES FEES

The parties attending the Courts shall be allowed for every ten miles travel to and from Court .25

For each day's attendance at any one term .25

In all actions wherein the defendant suffers default having made no appearance, the plaintiff shall not be allowed more than five day's attendance at any one term.

For summoning witnesses, each, .17

The plaintiff in his bill of costs in cases where the Defendant is defaulted never having made any appearance, or defence shall be allowed no more travelling fees than for what he travels in the County where the Court is holden, in the most usual way of travelling from the place where he lives to the Court.

Provided nevertheless, that the plaintiff or defendant in any case, whatever, shall be entitled to no more travel, than from the line of the County unless in cases of his appearance in person. In actions brought before Justices of the peace where the plaintiff doth not appear in person the plaintiff in his bill of cost shall in no case be allowed more for his travel than he would be entitled to provided he lived within ten miles of the place of trial.

WITNESSE'S FEES.

The witnesses at any of the Courts aforesaid shall be allowed for each day's attendance,	.75
For every ten miles travel out and in, (a ferry or toll bridge to be reckoned as three miles travel and in the same proportion for a less number of miles)	.40
The witnesses before a Justice of the peace shall be allowed the same travel as is allowed witnesses attending the Superior Court, and for each day's attendance,	.40

SHERIFF'S FEES.

For the service of a writ of summons or scire-facias either by reading it to the defendant or leaving a Copy for each Defendant	.23
For the service of a writ of attachment with or without a summons for each defendant	.23
For taking bail to be paid by the person bailed—	17
For serving notice upon bail pursuant to the second section of an act entitled "an act regulating bail in civil causes,"	.23
For actual travel to serve the same which shall be paid by the bail before he shall be discharged from his liability as such, per mile,	3
For the service of a writ of possession, the same as for the service of the original writ, on which it was obtained with poundage for the costs as in personal actions.	
For levying executions in personal actions and extents, on the dollar, for the first fifty dollars,	2 1/2
For the second fifty dollars,	2
For all sums from one hundred dollars to three hundred dollars	1
For all sums above three hundred dollars,	1/2
For travel for the service of each writ, execution or extent per mile,	3
(the travel to be computed from the place of service to the office place or Court to which the writ is returnable by the way most commonly used and where there are several persons in the same writ execution or extent upon whom it is served, the travel shall be computed from the most remote of them and no more to be allowed for travel than if it were served only on the most remote person as aforesaid; provided that no more than fifty miles travel shall be allowed the Sheriff or other officer serving any writ execution or extent in any case, the travelling fees and fees of service to be endorsed on the	

writ in mesne process and no more shall be allowed in any case than is so endorsed, and also the fees for service, poundage and travel on executions and extents, shall be particularly set down and expressed thereon.

For summoning witnesses, each	17
For serving a writ of execution for partition of real estate on a judgment of Court, per day,	.83
For travel per mile	.3
For attending the Superior Court of Judicature per day,	2.00
To their Deputies who attend said Court or the Court of Sessions by order of the Justices thereof each per day,	1.50

which fees for attending Courts shall be paid out of the County Treasury.

For the trial of every action by Jury, there shall be paid by the plaintiff, before trial, to the Clerk for the use of the County, the sum of five dollars, to be taxed in the plaintiff's bill of cost.

COURT OF SESSIONS.

The Justices of the Courts of Sessions shall each have and receive from the Treasury of their respective Counties four dollars for each days attendance in court and ten cents a mile for their travel to and from the same, which shall be in full satisfaction for their services of whatever nature as Justices of such court.

ENTRY FEES AT THE SESSIONS.

For the entry of every petition one dollar, to be paid by the petitioner to the Clerk for the use of the County.

FEES OF CLERK OF SESSIONS.

The Clerks shall have the same pay for travel and attendance as is allowed each Justice of the Court of Sessions to be paid out of the County Treasury.

CRIER'S FEES

To the Crier of any Court, to be paid out of the County Treasury, two dollars per day.

GRAND AND PETIT JUROR'S FEES.

To the grand and petit jurors, each per day	\$1.25
For their travel to and from court per mile	.06
To a talisman for the trial of each action for which he may be empannelled, to be paid out of the County treasury	.50

GAOLER'S FEES.

To gaolers for receiving any prisoner into custody and the like fee for discharging the prisoner	.25
For each prisoners diet per week	1.34

FEES OF THE RECORDERS OF DEEDS.

For a certificate on a deed of the time when and the place where recorded, and for every other certificate by him made	.04
For examining the records at the request of any person, for each book examined	.04
For discharging a mortgage on the record as the law directs	.17

CORONER'S FEES &c

For serving writs, the same fee for travel and service as to the Sheriffs.	
For every trial where the Sheriff is concerned, to be paid with the jurors fees	.11
For taking an inquisition	1.50
To jurors, on an inquest, each per day	.50
And for every ten miles travel	.20
To witnesses attending a coroner's inquest, each, per day; and the same travel as witnesses in other cases.	.50

All fees for attending any inquisition on the death of any person shall be paid out of the estate of the deceased, and in want thereof, by the County treasurer, the same being adjusted and allowed by the Superior Court.

CONSTABLES' FEES.

For service of writs, warrants and executions and for travel, the same as to sheriffs; also his expenses in summoning a coroners jury of inquest, and for attendance per day	.67
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JUDGE OF PROBATE & REGISTER'S FEES.

For granting administration or guardianship, including the bonds, letters of administration and guardianship	1.00
of which the register shall receive two thirds, & if more than one minor be put under guardianship of the same person at the same time, then for every such one, to the Judge	.10
And to the register	.20
For taking the proof of a will or codicil, entering the oaths of the witnesses and certifying the same, and recording the whole, if but one page	1.40
to be equally divided between the judge and register, if more than one page, then the same for recording every such page as in other cases to the register only; For examining accounts of executors, administrators or guardians, each page	.34
For allowing & making a decree on such accounts	.50
For every allowance and confirmation of the division of any real estate	.50
For every citation, to the register	.17
and to the judge	.17
For every order or warrant for dividing real estate, to the judge	.17
and to the register	.34
For every commission to examine claims on insolvent estates, to the register	.34
And, to the judge	.17
For every license to sell real or personal estate one half to the judge & the other half to the register	.50
For making the proportion among the creditors to an insolvent estate, to be allowed for every twenty creditors.	1.00
and in that proportion for a greater number.	
To the judge for a decree or order to the executor or administrator to pay the several creditors according to the computation and proportion aforesaid	.34
For a quietus, to the judge	.17
and to the register	.17
For attending a dispute concerning the right of parties in any case, and an hearing by counsel, including the decree thereon, to the judge	.50
and to the register	.50
For granting an appeal to the Supreme Court of probate, and taking bond for prosecution, to be equally divided between the judge and register	.50

For passing an order for putting any bond in suit	.34
For taking a bond of indemnification, one half to the judge and the other half to the register	.50

FEES IN THE SECRETARY'S OFFICE.

For every commission for any person to an office of profit, to be paid by the person commissioned	1.00
For every military commission to be paid out of the public treasury	.50
For every certificate under the seal of the state	.50
For every petition of a private nature to the General court, to be paid by the petitioner	.50

FEES OF A NOTARY PUBLIC.

For every protest under seal	1.00
For every certificate under seal	.50
For waiting on a person to demand payment, or to witness any matter and certifying the same under seal	1.00

Sec. 3. And be it further enacted that if any person or persons shall demand and take any greater fee or fees for any of the services mentioned in this act or any other law of this state than is herein and thereby provided and declared he or they shall forfeit and pay to the person or persons suing for the same the sum of thirty dollars for every such offence.

Sec. 4. And be it further enacted that the mode of process for the recovery of damages which may accrue for offences committed under this act or any other act of this State regulating fees may be by action of debt or by complaint to the grand jury for the county in which the offence is committed; and the grand jurors and the Attorney general for the time being respectively are hereby authorized and required to hear, sustain and prosecute any complaint, which may be presented to them by virtue of this act in the same manner as has heretofore been practised in cases of complaint for crimes which are by them cognizable.—Provided that in prosecutions under this act by complaint to the grand jury the penalty which may be recovered shall be for the use of the County in which such offence may have been committed—

Sec. 5. And be it further enacted that this act shall not take effect until the first day of February next—

[CHAPTER 49.]

State of }
New Hampshire. }

AN ACT TO ANNEX THE TOWN OF OSSIPEE GORE TO THE TOWN OF EFFINGHAM.

[Approved December 23, 1820. Original Acts, vol. 26, p. 77; recorded Acts, vol. 22, p. 659. Session Laws, 1815-21, p. 370.]

Sec. 1. Be it enacted by the Senate and House of Representatives in General Court convened, that the town of Ossipee Gore in the county of Strafford be, and hereby is annexed to the town of Effingham; and the said towns of Ossipee Gore and Effingham shall be and constitute one town by the name of Effingham with all the rights powers and privileges of other towns in this State; and eighty five cents, the sum apportioned to Ossipee Gore for the assessment of public taxes, shall be added to the proportion of Effingham, making the proportion of the town of Effingham five dollars and fifty two cents, and the Treasurer of this State shall issue his warrant accordingly—Provided that this act shall not take effect till the first day of February next, nor prevent the proper settlement and completion of any debts claims or other business existing at the present time.

[ORDERS, RESOLVES AND VOTES OF A LEGISLATIVE NATURE PASSED DURING THIS SESSION.]

1820, November 27.

Whereas it hath been represented to this Legislature that sundry persons have unlawfully entered and intruded upon certain lands belonging to this State situate in the County of Coos and Northerly of the tract of land which was granted to Dartmouth College, therefore,

Resolved, that the Attorney General be and he is hereby authorized and required to institute due proceedings in law against such of said persons as he shall deem proper in the name and behalf of this State and the same to prosecute to final judgment to the end that the said persons, in case it shall be found that they have unlawfully entered and intruded upon said lands, may be removed therefrom

Resolved, that the Attorney General be authorized to employ such Agent or Agents as he shall think proper to procure the information and testimony necessary for the aforesaid purpose

[House Journal, November Session, 1820, p. 148. Senate Journal, November Session, 1820, p. 68.]

1820, November 27.

Resolved, that the Senators in Congress from this State be instructed, and the Representatives in Congress be requested, to exert their influence to effect a reduction of the pay of the members of that body to six dollars per day and to the same amount for each twenty miles travel to and from the place of sitting.

Resolved, that his Excellency the Governor be requested to forward a copy of the above resolution to each of the Senators and Representatives from this State in the Congress of the United States.

[House Journal, November Session, 1820, p. 227. Senate Journal, November Session, 1820, p. 49.]

1820, December 13.

Resolved, That the Selectmen of the several towns and places in this State be, and they hereby are, directed to insert expressly in the warrant for calling the annual town meeting, on the second Tuesday in March next, among other purposes of the meeting, this article, viz^t "To take the sense of the qualified voters on the subject of a revision of the Constitution;" and make return thereof to the then next session of the General Court; and that a copy of this Resolve be seasonably sent to the Selectmen of the several towns and places in this State; and that the Secretary cause this Resolve to be published in the several newspapers printed in this State, as soon as may be.

[House Journal, November Session, 1820, p. 423. Senate Journal, November Session, 1820, p. 132.]

1820, December 21.

Resolved by the Senate and House of Representatives in General Court convened, that it is inexpedient to concur in the amendment to the constitution of the United States, proposed to the consideration of the several States, by the State of Pennsylvania which is in the following words, to wit—

"Congress shall make no Law to erect or incorporate any bank, or monied institution, except within the District of Columbia: and every bank, or other monied institution, which shall be established by the authority of Congress, shall, together with its branches and offices of discount and deposit, be confined to the District of Columbia"

Resolved, That the Governor of this State be requested to transmit copies of the foregoing resolution to the Executives of the several States, with a request that they lay the same before the Legislatures thereof—

[House Journal, November Session, 1820, p. 646. Senate Journal, November Session, 1820, p. 167.]

1820, December 21.

Resolved, That Henry B. Chase, Moses Eastman and Elijah Belding Esquires be a Committee to examine the lines and boundaries of Grantham and Springfield and compare them with those laid down in their Charters; and also to ascertain as near as may be the value of the Gore which lies between said towns and the number of Settlers thereon, and by what title they consider themselves as holding their lands, and that said Committee report to the Legislature in June next.—And that said Committee give notice to persons who may claim said lands in such manner as they may judge proper of the time when they will meet to make said examination

[House Journal, November Session, 1820, p. 552. Senate Journal, November Session, 1820, p. 205.]

1820, December 23.

Resolved, That the Hon. John Harris of Hopkinton, Hon. Charles H. Atherton of Amherst, and James Bartlett, Esq. of Dover, be a committee to revise the Probate Laws of this State, and report by bill to the next session of the Legislature; and that his Excellency the Governor be requested to notify those gentlemen of their appointment.

[House Journal, November Session, 1820, p. 746. Senate Journal, November Session, 1820, p. 285.]

1820, December 23.

Resolved that William Pickering Esquire of Concord be authorized to receive from the Treasury of this State the sum of two thousand, one hundred thirty Dollars appropriated for the payment of certain outstanding Claims against the State which accrued for building the State house and State house fence; which claims have been exhibited to a Committee of the Legislature this Session, and that he adjust those claims, and report thereon to the Legislature at the next Session

[House Journal, November Session, 1820, p. 765. Senate Journal, November Session, 1820, p. 247.]

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